

By: Thompson of Brazoria

H.B. No. 1263

A BILL TO BE ENTITLED

AN ACT

relating to an order by a drainage district to maintain certain infrastructure.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter D, Chapter 56, Water Code, is amended by adding Section 56.112 to read as follows:

Sec. 56.112. ORDER TO MAINTAIN CERTAIN INFRASTRUCTURE ON PRIVATE PROPERTY. (a) The district may order a property owner to clear or otherwise maintain a canal, drain, ditch, or levee located on the owner's private property.

(b) A property owner who receives an order under Subsection (a) may comply with the order by providing consent for the district to perform the clearing or maintenance described in the order.

(c) If a property owner who receives an order under Subsection (a) fails to comply with the order before the 180th day after the date the order was issued, the district may enter the property to perform the clearing or maintenance described in the order.

SECTION 2. This Act takes effect September 1, 2019.