

By: Paul, Phelan, Deshotel

H.B. No. 4293

Substitute the following for H.B. No. 4293:

By: Metcalf

C.S.H.B. No. 4293

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the maintenance and operation of certain projects by
3 certain drainage districts.

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

5 SECTION 1. Chapter 34, Acts of the 57th Legislature, 3rd
6 Called Session, 1962, is amended by adding Section 19 to read as
7 follows:

8 Sec. 19. (a) The District may enter into a project
9 partnership agreement with the United States Army Corps of
10 Engineers for a project proposed to be located in the District and
11 listed in the Sabine Pass to Galveston Bay Texas Coastal Storm Risk
12 Management and Ecosystem Restoration report published by the United
13 States Army Corps of Engineers in May 2017. If the District enters
14 into a project partnership agreement under this subsection, the
15 District:

16 (1) must:

17 (A) develop a maintenance and operation plan for
18 the proposed project; and

19 (B) biennially submit a report to the General
20 Land Office and the legislature on expenditures of state money
21 relating to a project described by this subsection; and

22 (2) may enter into an agreement:

23 (A) for a public-private partnership to fund a
24 local share of or the costs of the operation and maintenance of a

1 project described by this subsection; or

2 (B) with the General Land Office to obtain
3 funding for a local match requirement or the operation and
4 maintenance of a project described by this subsection.

5 (a-1) If the District enters into a project partnership
6 agreement under this section before November 1, 2020, the initial
7 report described by Subsection (a)(1)(B) of this section must be
8 submitted not later than December 1, 2020. This subsection expires
9 January 1, 2021.

10 (b) If a project described by Subsection (a) of this section
11 is built in the District, the District may accept money from any
12 source to:

13 (1) fund the maintenance and operation of the project;
14 and

15 (2) provide local matching funds required by the
16 project partnership agreement with the United States Army Corps of
17 Engineers.

18 SECTION 2. Chapter 307, Acts of the 58th Legislature,
19 Regular Session, 1963, is amended by adding Section 20 to read as
20 follows:

21 Sec. 20. (a) The District may enter into a project
22 partnership agreement with the United States Army Corps of
23 Engineers for a project proposed to be located in the District and
24 listed in the Sabine Pass to Galveston Bay Texas Coastal Storm Risk
25 Management and Ecosystem Restoration report published by the United
26 States Army Corps of Engineers in May 2017. If the District enters
27 into a project partnership agreement under this subsection, the

1 District:

2 (1) must:

3 (A) develop a maintenance and operation plan for
4 the proposed project; and

5 (B) biennially submit a report to the General
6 Land Office and the legislature on expenditures of state money
7 relating to a project described by this subsection; and

8 (2) may enter into an agreement:

9 (A) for a public-private partnership to fund a
10 local share of or the costs of the operation and maintenance of a
11 project described by this subsection; or

12 (B) with the General Land Office to obtain
13 funding for a local match requirement or the operation and
14 maintenance of a project described by this subsection.

15 (a-1) If the District enters into a project partnership
16 agreement under this section before November 1, 2020, the initial
17 report described by Subsection (a)(1)(B) of this section must be
18 submitted not later than December 1, 2020. This subsection expires
19 January 1, 2021.

20 (b) If a project described by Subsection (a) of this section
21 is built in the District, the District may accept money from any
22 source to:

23 (1) fund the maintenance and operation of the project;
24 and

25 (2) provide local matching funds required by the
26 project partnership agreement with the United States Army Corps of
27 Engineers.

1 SECTION 3. Chapter 44, Acts of the 57th Legislature, 3rd
2 Called Session, 1962, is amended by adding Section 14 to read as
3 follows:

4 Sec. 14. (a) The District may enter into a project
5 partnership agreement with the United States Army Corps of
6 Engineers for a project proposed to be located in the District and
7 listed in the Sabine Pass to Galveston Bay Texas Coastal Storm Risk
8 Management and Ecosystem Restoration report published by the United
9 States Army Corps of Engineers in May 2017. If the District enters
10 into a project partnership agreement under this subsection, the
11 District:

12 (1) must:

13 (A) develop a maintenance and operation plan for
14 the proposed project; and

15 (B) biennially submit a report to the General
16 Land Office and the legislature on expenditures of state money
17 relating to a project described by this subsection; and

18 (2) may enter into an agreement:

19 (A) for a public-private partnership to fund a
20 local share of or the costs of the operation and maintenance of a
21 project described by this subsection; or

22 (B) with the General Land Office to obtain
23 funding for a local match requirement or the operation and
24 maintenance of a project described by this subsection.

25 (a-1) If the District enters into a project partnership
26 agreement under this section before November 1, 2020, the initial
27 report described by Subsection (a)(1)(B) of this section must be

1 submitted not later than December 1, 2020. This subsection expires
2 January 1, 2021.

3 (b) If a project described by Subsection (a) of this section
4 is built in the District, the District may accept money from any
5 source to:

6 (1) fund the maintenance and operation of the project;
7 and

8 (2) provide local matching funds required by the
9 project partnership agreement with the United States Army Corps of
10 Engineers.

11 SECTION 4. This Act takes effect September 1, 2019.