1   AN ACT

2 relating to the powers and duties of the Collin County Municipal

3 Utility District No. 2; providing authority to issue bonds and

4 impose fees and taxes.

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

6   SECTION 1. Subtitle F, Title 6, Special District Local Laws

7 Code, is amended by adding Chapter 8097 to read as follows:

8   CHAPTER 8097. COLLIN COUNTY MUNICIPAL UTILITY DISTRICT NO. 2

9   SUBCHAPTER A. GENERAL PROVISIONS

10   Sec. 8097.0101. DEFINITION. In this chapter, "district"

11 means the Collin County Municipal Utility District No. 2.

12   Sec. 8097.0102. NATURE AND PURPOSES OF DISTRICT. (a) The

13 district is a municipal utility district in Collin County created

14 under Section 59, Article XVI, Texas Constitution.

15   (b) The district is created to accomplish the purposes of:

16   (1) a municipal utility district as provided by

17 general law and Section 59, Article XVI, Texas Constitution; and

18   (2) Section 52, Article III, Texas Constitution, that

19 relate to the construction, acquisition, improvement, operation,

20 or maintenance of macadamized, graveled, or paved roads, or

21 improvements, including storm drainage, in aid of those roads.

22   SUBCHAPTER B. POWERS AND DUTIES

23   Sec. 8097.0201. GENERAL POWERS AND DUTIES. The district

24 has the powers and duties necessary to accomplish the purposes for

1 which the district is created.

2 Sec. 8097.0202. MUNICIPAL UTILITY DISTRICT POWERS AND

3 DUTIES. The district has the powers and duties provided by the

4 general law of this state, including Chapters 49 and 54, Water Code,

5 applicable to municipal utility districts created under Section 59,

6 Article XVI, Texas Constitution.

7 Sec. 8097.0203. AUTHORITY FOR ROAD PROJECTS. Under Section

8 52, Article III, Texas Constitution, the district may design,

9 acquire, construct, finance, issue bonds for, improve, operate,

10 maintain, and convey to this state, a county, or a municipality for

11 operation and maintenance macadamized, graveled, or paved roads, or

12 improvements, including storm drainage, in aid of those roads.

13 Sec. 8097.0204. ROAD STANDARDS AND REQUIREMENTS. (a) A

14 road project must meet all applicable construction standards and

15 regulations of each municipality in whose corporate limits or

16 extraterritorial jurisdiction the road project is located.

17 (b) If a road project is not located in the corporate limits

18 or extraterritorial jurisdiction of a municipality, the road

19 project must meet all applicable construction standards and

20 regulations of each county in which the road project is located.

21 (c) If the state will maintain and operate the road, the

22 Texas Transportation Commission must approve the plans and

23 specifications of the road project.

24 Sec. 8097.0205. MAINTENANCE OF ROADS IN TERRITORY OUTSIDE

25 CORPORATE LIMITS OF CITY. If district territory, or a portion of

26 district territory, is located outside the corporate limits of the

27 city, the district shall maintain any road the district constructs

1 located in that territory.

2   SUBCHAPTER C. BONDS AND OTHER OBLIGATIONS

3   Sec. 8097.0301. AUTHORITY TO ISSUE BONDS AND OTHER

4 OBLIGATIONS FOR ROAD PROJECTS. (a) The district may issue bonds or

5 other obligations payable wholly or partly from ad valorem taxes,

6 revenue, contract payments, grants, or other district money, or any

7 combination of those sources, to pay for a road project authorized

8 by Section 8097.0203.

9   (b) The district may not issue bonds payable from ad valorem

10 taxes to finance a road project unless the issuance is approved by a

11 vote of a two-thirds majority of the district voters voting at an

12 election held for that purpose.

13   (c) At the time of issuance, the total principal amount of

14 bonds or other obligations issued or incurred to finance road

15 projects and payable from ad valorem taxes may not exceed

16 one-fourth of the assessed value of the real property in the

17 district.

18   Sec. 8097.0302. TAXES FOR BONDS. At the time the district

19 issues bonds payable wholly or partly from ad valorem taxes, the

20 district shall provide for the annual imposition of a continuing

21 direct ad valorem tax, without limit as to rate or amount, while all

22 or part of the bonds are outstanding.

23   SECTION 2. The Collin County Municipal Utility District

24 No. 2 retains all the rights, powers, privileges, authority,

25 duties, and functions that it had before the effective date of this

26 Act.

27   SECTION 3. (a) The legal notice of the intention to

1 introduce this Act, setting forth the general substance of this

2 Act, has been published as provided by law, and the notice and a

3 copy of this Act have been furnished to all persons, agencies,

4 officials, or entities to which they are required to be furnished

5 under Section 59, Article XVI, Texas Constitution, and Chapter 313,

6 Government Code.

7 (b) The governor, one of the required recipients, has

8 submitted the notice and Act to the Texas Commission on

9 Environmental Quality.

10 (c) The Texas Commission on Environmental Quality has filed

11 its recommendations relating to this Act with the governor, the

12 lieutenant governor, and the speaker of the house of

13 representatives within the required time.

14 (d) All requirements of the constitution and laws of this

15 state and the rules and procedures of the legislature with respect

16 to the notice, introduction, and passage of this Act are fulfilled

17 and accomplished.

18 SECTION 4. This Act takes effect immediately if it receives

19 a vote of two-thirds of all the members elected to each house, as

20 provided by Section 39, Article III, Texas Constitution. If this

21 Act does not receive the vote necessary for immediate effect, this

22 Act takes effect September 1, 2019.

_____   _____
         President of the Senate   Speaker of the House

I certify that H.B. No. 4672 was passed by the House on May 3, 2019, by the following vote: Yeas 125, Nays 15, 2 present, not voting.

                                         _____
                                              Chief Clerk of the House

I certify that H.B. No. 4672 was passed by the Senate on May 22, 2019, by the following vote: Yeas 30, Nays 1.

                                         _____
                                              Secretary of the Senate

APPROVED: _____
                      Date

           _____
                   Governor