

1-1 By: Thompson of Brazoria (Senate Sponsor - Taylor) H.B. No. 4690
 1-2 (In the Senate - Received from the House May 6, 2019;
 1-3 May 6, 2019, read first time and referred to Committee on Water &
 1-4 Rural Affairs; May 13, 2019, reported favorably by the following
 1-5 vote: Yeas 6, Nays 0; May 13, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14			X	

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to the territory, powers, and administration of the Gulf
 1-18 Coast Water Authority.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Sections 2 and 3, Chapter 712, Acts of the 59th
 1-21 Legislature, Regular Session, 1965, are amended to read as follows:

1-22 Sec. 2. ~~The District's territory is [District shall be~~
 1-23 ~~comprised of all of the territory contained within Galveston~~
 1-24 ~~County, Texas, and its boundaries shall be the same as and]~~
 1-25 coextensive with the boundaries of Brazoria, Fort Bend, and
 1-26 Galveston Counties [County, Texas].

1-27 Sec. 3. Except as expressly limited by this Act, the
 1-28 District shall have and exercise and is hereby vested with all
 1-29 rights, powers, privileges, and authority conferred by the General
 1-30 Laws of this State now in force or hereafter enacted applicable to
 1-31 municipal utility districts created under authority of Section 59
 1-32 of Article XVI, Constitution of Texas including without limitation
 1-33 those conferred by Chapters 49 and [Chapter] 54, Water Code, as
 1-34 amended, but to the extent that the provisions of such General Laws
 1-35 may be in conflict or inconsistent with the provisions of this Act,
 1-36 the provisions of this Act shall prevail. All such General Laws are
 1-37 hereby adopted and incorporated by reference with the same effect
 1-38 as if incorporated in full in this Act. Without in any way limiting
 1-39 the generalization of the foregoing, it is expressly provided that
 1-40 the District shall have, and is hereby authorized to exercise, the
 1-41 following rights, powers, privileges and functions:

1-42 (a) the power to make, construct, or otherwise acquire
 1-43 improvements either within or without the boundaries thereof
 1-44 necessary to carry out the powers and authority granted by this Act
 1-45 and said General Laws and to exercise the power of eminent domain
 1-46 for such purposes; provided, however, that the District shall not
 1-47 have the power of eminent domain as to all or any part of the water
 1-48 supply, property, works or facilities of any private person or
 1-49 persons, or of any private or public corporation or association
 1-50 engaged in the business of supplying water in Brazoria County, Fort
 1-51 Bend County, or Galveston County, Texas, to any class of consumers
 1-52 for any use upon the effective date of this Act, but this provision
 1-53 shall not restrict the power of the District to acquire necessary
 1-54 crossing easements and rights-of-way;

1-55 (b) to conserve, store, transport, treat and purify,
 1-56 distribute, sell and deliver water, both surface and underground,
 1-57 to persons, corporations, both public and private, political
 1-58 subdivisions of the State and others, and to purchase, construct or
 1-59 lease all property, works and facilities, both within and without
 1-60 the District, necessary or useful for such purposes;

1-61 (c) to acquire water supplies from sources both within or

2-1 without the boundaries of the District and to sell, transport and
 2-2 deliver water to customers situated within or without the District
 2-3 and to acquire all properties and facilities necessary or useful
 2-4 for such purposes, and for any or all of such purposes to enter into
 2-5 contracts with persons, corporations, both public and private, and
 2-6 political subdivisions of the State for such periods of time and on
 2-7 such terms and conditions as the Board of Directors may deem
 2-8 desirable;

2-9 (d) subject to the provisions of this Act, to sell, lease,
 2-10 or exchange any property of any kind, or any interest therein, which
 2-11 is not necessary to the carrying on of the business of the District
 2-12 or the sale, lease, or exchange of which, in the judgment of the
 2-13 Board of Directors, is necessary for the exercise of the powers,
 2-14 rights, privileges, and functions conferred upon the District by
 2-15 this Act or by Chapters 49 and [Chapter] 54, Water Code, as amended;

2-16 (e) subject to the provisions of this Act, to acquire by
 2-17 purchase, lease, gift, or otherwise, and to maintain, use, and
 2-18 operate any and all property of any kind, or any interest therein,
 2-19 within or without the boundaries of the District, necessary to the
 2-20 exercise of the powers, rights, privileges, and functions conferred
 2-21 by this Act or by Chapters 49 and [Chapter] 54, Water Code, as
 2-22 amended;

2-23 (f) to construct, extend, improve, maintain, and
 2-24 reconstruct, to cause to be constructed, extended, improved,
 2-25 maintained, and reconstructed, and to use and operate, any and all
 2-26 facilities of any kind necessary to the exercise of such powers,
 2-27 rights, privileges, and functions;

2-28 (g) to sue and be sued in its corporate name;

2-29 (h) to adopt, use, and alter a corporate seal;

2-30 (i) to invest and reinvest its funds;

2-31 (j) to make bylaws for management and regulation of its
 2-32 affairs;

2-33 (k) to appoint officers, agents, and employees, to
 2-34 prescribe their duties and fix their compensation;

2-35 (l) to make contracts and to execute instruments convenient
 2-36 or necessary to the exercise of the powers, rights, privileges, and
 2-37 functions conferred by this Act or Chapters 49 and [Chapter] 54,
 2-38 Water Code, as amended, for such term and with such provisions as
 2-39 the Board of Directors may determine to be in the best interests of
 2-40 the District, including, without in any way limiting the generality
 2-41 of the foregoing, contracts with persons including the State of
 2-42 Texas, the United States of America and any corporation or agency
 2-43 thereof and districts, cities, towns, persons, organizations,
 2-44 firms, corporations or other entities as the Board of Directors may
 2-45 deem necessary or proper for or in connection with any of its
 2-46 corporate purposes;

2-47 (m) to borrow money for its corporate purposes and, without
 2-48 limiting the generality of the foregoing, to borrow money, apply
 2-49 for and receive loans, secure obligations under a loan or other
 2-50 contract for borrowed money with a pledge of district revenues or
 2-51 the proceeds of future borrowings, and accept grants or
 2-52 contributions, directly or indirectly, from persons, including the
 2-53 State of Texas, the United States of America, or from any
 2-54 corporation, agency, or entity created or designated by the State
 2-55 of Texas or the United States of America, and in connection with any
 2-56 such loan, ~~or~~ grant, or contribution, to enter into such
 2-57 agreements as the State of Texas, the United States of America, or
 2-58 any such corporation, agency, or entity may require; and to make and
 2-59 issue its negotiable bonds or notes for money borrowed, in the
 2-60 manner and to the extent provided in this Act, and to refund or
 2-61 refinance any outstanding bonds, ~~or~~ notes, or loans, and to make
 2-62 and issue its negotiable bonds or notes therefor in the manner
 2-63 provided in this Act.

2-64 SECTION 2. Chapter 712, Acts of the 59th Legislature,
 2-65 Regular Session, 1965, is amended by adding Sections 3B and 3C to
 2-66 read as follows:

2-67 Sec. 3B. (a) In this section, "person" includes an
 2-68 individual, entity, partnership, or corporation. The term does not
 2-69 include a political subdivision or public agency.

3-1 (b) This section does not apply to a contract for
 3-2 architectural or engineering services. Section 2254.004,
 3-3 Government Code, applies to the procurement of architectural or
 3-4 engineering services.

3-5 (c) Competitive bidding and contract procurement or
 3-6 delivery requirements otherwise applicable to the District do not
 3-7 apply to a contract or agreement made by the District with a person
 3-8 if:

3-9 (1) the contract or agreement relates to a project for
 3-10 the acquisition or construction of equipment or facilities for the
 3-11 production, treatment, transmission, or delivery of water; and

3-12 (2) payments made under the contract or agreement are
 3-13 for amounts substantially sufficient to finance a project described
 3-14 in Subdivision (1) of this subsection.

3-15 Sec. 3C. (a) The Board by resolution may authorize the
 3-16 creation of a nonprofit corporation to assist and act for the
 3-17 District in implementing a project or providing a service
 3-18 authorized by this Act.

3-19 (b) The nonprofit corporation:

3-20 (1) has each power of and is considered to be a local
 3-21 government corporation created under Subchapter D, Chapter 431,
 3-22 Transportation Code; and

3-23 (2) may implement any project and provide any service
 3-24 authorized by this Act.

3-25 (c) The Board shall appoint the board of directors of the
 3-26 nonprofit corporation. The board of directors of the nonprofit
 3-27 corporation shall serve at the will of the District and in the same
 3-28 manner as the board of directors of a local government corporation
 3-29 created under Subchapter D, Chapter 431, Transportation Code.

3-30 (d) The nonprofit corporation may not:

3-31 (1) participate in a project that the District is not
 3-32 authorized to participate in;

3-33 (2) impose taxes; or

3-34 (3) acquire, construct, or operate parks or
 3-35 recreational facilities.

3-36 SECTION 3. Sections 4(a) and (f), Chapter 712, Acts of the
 3-37 59th Legislature, Regular Session, 1965, are amended to read as
 3-38 follows:

3-39 (a) The District shall have no power or authority to levy
 3-40 and collect taxes on any property real, personal or mixed, within
 3-41 the boundaries of said District, nor shall the District have power
 3-42 or authority to issue bonds or create indebtedness which would in
 3-43 any way be payable from ad valorem taxes levied by the District upon
 3-44 property within said District; and provided further that said
 3-45 District shall have none of the powers conferred by General Law for
 3-46 the purposes of the collection, transportation, processing,
 3-47 disposal and control of domestic, industrial or communal wastes,
 3-48 and the gathering, conducting, directing and controlling of local
 3-49 storm waters, or other local harmful excesses of water except as
 3-50 directly related to the production and purification of water for
 3-51 agricultural, municipal, or industrial purposes, including the
 3-52 ownership, lease, or operation of a municipal wastewater treatment
 3-53 facility in which the effluent is used by the District for water
 3-54 reuse supply.

3-55 (f) The powers, rights, privileges, and functions conferred
 3-56 upon the District shall be subject to the continuing rights of
 3-57 supervision by the State, [~~which shall be exercised by the Texas~~
 3-58 ~~Department of Water Resources, and the District shall obtain~~
 3-59 ~~approval of its projects and they shall be supervised]~~ as provided
 3-60 by the [~~Sections 54.516 and 54.517,~~] Water Code, as amended.

3-61 SECTION 4. Section 5, Chapter 712, Acts of the 59th
 3-62 Legislature, Regular Session, 1965, is amended to read as follows:

3-63 Sec. 5. (a) The management and control of the District is
 3-64 hereby vested in a Board of 10 directors.

3-65 (b) Each director must be a resident of this state.

3-66 (c) Vacancies on the Board of Directors, whether by death,
 3-67 resignation or termination of the term of office, shall be filled by
 3-68 appointment by the commissioners court that appointed the director
 3-69 for the unexpired term of the director.

4-1 (d) A director may be removed by the commissioners court
 4-2 that appointed the director for inefficiency, neglect of duty, or
 4-3 misconduct of office. The commissioners court must provide a
 4-4 director removed under this section written notice not later than
 4-5 the 30th day after the date the decision to remove is made and an
 4-6 opportunity to be heard in person or by counsel in a public hearing.

4-7 (e) All terms of office shall be for a period of two (2)
 4-8 years. Terms shall be staggered ending on August 31 of the
 4-9 appropriate year.

4-10 (f) Six directors constitute a quorum. Except as otherwise
 4-11 provided, a majority of those directors present and qualified to
 4-12 vote is sufficient for final action on a matter before the Board.

4-13 SECTION 5. Chapter 712, Acts of the 59th Legislature,
 4-14 Regular Session, 1965, is amended by adding Sections 5C, 5D, 5E, 5F,
 4-15 and 5G to read as follows:

4-16 Sec. 5C. (a) Chapter 171, Local Government Code, does not
 4-17 apply to a director appointed to represent agricultural or
 4-18 industrial interests.

4-19 (b) A director who has a financial interest in a contract
 4-20 considered by the District for the purchase of property or the
 4-21 construction of a facility must disclose the interest to the other
 4-22 directors and may not vote on the contract.

4-23 Sec. 5D. (a) The Board may hold an open or closed meeting by
 4-24 telephone conference call if at least five directors are present at
 4-25 the location where the meeting of the Board is held. A meeting held
 4-26 by telephone conference call is subject to the same notice
 4-27 requirements as other Board meetings and must be recorded. Each
 4-28 person who speaks in a meeting held by telephone conference call
 4-29 must be clearly identified. A director participating in a meeting
 4-30 held by telephone conference call is considered absent from any
 4-31 part of the meeting during which audio communication is lost.

4-32 (b) The authority to hold a meeting held by telephone
 4-33 conference call described by this section is in addition to
 4-34 authority described by Chapter 551, Government Code.

4-35 Sec. 5E. If the Board employs a general manager, the general
 4-36 manager is the chief executive officer of the District.

4-37 Sec. 5F. The District is not required to provide notice for
 4-38 the sale or disposal of District personal property if the personal
 4-39 property has a value of less than \$25,000.

4-40 Sec. 5G. (a) The District may enter into a contract related
 4-41 to a water project located outside the District. The District may
 4-42 enter into a local agreement with a political subdivision for a
 4-43 purpose related to a water project.

4-44 (b) A contract under this section may use money appropriated
 4-45 by a political subdivision that is a party to the contract to pay
 4-46 for pre-development costs, engineering, surveys, and the
 4-47 collection and compilation of data relating to conditions
 4-48 influencing determinations about the character and extent of
 4-49 proposed improvements, works, and facilities for the
 4-50 accomplishment of District purposes.

4-51 (c) The District may contract or agree with an entity
 4-52 appropriating money under this section to receive a loan or money
 4-53 from other sources in return for services described by Subsection
 4-54 (a) of this section. The contract or agreement may provide for the
 4-55 repayment by the District of money advanced as a loan from project
 4-56 revenues, bond proceeds, or other available money.

4-57 (d) The District and a state agency or political subdivision
 4-58 may enter into a contract to jointly pay all or part of the cost of a
 4-59 water project or the operation of a water project in the same way
 4-60 that a political subdivision may contract with a state agency or
 4-61 political subdivision under Chapter 472, Transportation Code, to
 4-62 jointly pay all or part of the cost associated with a state or local
 4-63 highway, turnpike, road, or street project.

4-64 SECTION 6. Sections 7 and 8, Chapter 712, Acts of the 59th
 4-65 Legislature, Regular Session, 1965, are amended to read as follows:

4-66 Sec. 7. The District shall have power and is hereby
 4-67 authorized to issue, from time to time, bonds as herein authorized
 4-68 for any of its corporate purposes. Such bonds may either be (1)
 4-69 sold for cash, at public or private sale, at such price or prices as

5-1 the Board shall determine, provided that the net effective interest
5-2 rate, calculated in accordance with Chapter 1204, Government Code
5-3 [~~3, Acts of the 61st Legislature, Regular Session, 1969, as amended~~
5-4 ~~(Article 717k-2, Vernon's Texas Civil Statutes), as now or~~
5-5 ~~hereafter amended shall not exceed ten (10) percent~~], or (2) issued
5-6 on such terms as the Board of Directors shall determine in exchange
5-7 for property of any kind, real, personal or mixed or any interest
5-8 therein which the Board shall deem necessary for any such corporate
5-9 purposes, or (3) issued in exchange for like principal amounts of
5-10 other obligations of the District, matured or unmatured. The
5-11 proceeds of sale of such bonds shall be deposited in such bank or
5-12 banks or trust company or trust companies, and shall be paid out
5-13 pursuant to such terms and conditions, as may be agreed upon between
5-14 the District and the purchasers of such bonds. All such bonds shall
5-15 be authorized by resolution or resolutions of the Board of
5-16 Directors, and shall bear such date or dates, mature at such time or
5-17 times, bear interest payable annually, semiannually, or otherwise,
5-18 be in such denominations, be in such form, either coupon or
5-19 registered, carry such registration privileges as to principal only
5-20 or as to both principal and interest, and as to exchange of coupon
5-21 bonds for registered bonds or vice versa, and exchange of bonds of
5-22 one denomination for bonds of other denominations, be executed in
5-23 such manner and be payable at such place or places within or without
5-24 the State of Texas, as such resolution or resolutions may provide.
5-25 Any resolution or resolutions authorizing any bonds may contain
5-26 provisions, which shall be part of the contract between the
5-27 District and the holders thereof from time to time:

5-28 (a) reserving the right to redeem such bonds or requiring
5-29 the redemption of such bonds, at such time or times, in such amounts
5-30 and at such prices, [~~not exceeding 105 percent of the principal~~
5-31 ~~amount thereof, plus accrued interest,~~] as may be provided;

5-32 (b) providing for the setting aside of sinking funds or
5-33 reserve funds and the regulation and disposition thereof;

5-34 (c) pledging to secure the payment of the principal of and
5-35 interest on such bonds and of the sinking fund or reserve fund
5-36 payments agreed to be made in respect of such bonds all or any part
5-37 of the gross or net revenues thereafter received by the District in
5-38 respect of the property, real, personal, or mixed, to be acquired
5-39 and/or constructed with such bonds or the proceeds thereof, or all
5-40 or any part of the gross or net revenues thereafter received by the
5-41 District from whatever source derived;

5-42 (d) prescribing the purposes to which such bonds or any
5-43 bonds thereafter to be issued, or the proceeds thereof, may be
5-44 applied;

5-45 (e) agreeing to fix and collect rates and charges sufficient
5-46 to produce revenues adequate to pay (1) all expenses necessary to
5-47 the operation and maintenance and replacements and additions to the
5-48 properties and facilities of the District; (2) the principal of,
5-49 and the interest and premium, if any, on bonds issued under this Act
5-50 as and when the same became due and payable; (3) all sinking fund
5-51 and/or reserve fund payments agreed to be made in respect of any
5-52 such bonds out of such revenues as and when the same became due and
5-53 payable, and to fulfill the terms of any agreements made with the
5-54 holders of such bonds and/or with any person on their behalf and to
5-55 discharge all other lawful obligations of the District as and when
5-56 the same become due;

5-57 (f) prescribing limitations upon the issuance of additional
5-58 bonds and subordinate lien bonds and upon the agreements which may
5-59 be made with the purchasers and successive holders thereof;

5-60 (g) with regard to the construction, extension,
5-61 improvement, reconstruction, operation, maintenance, and repair of
5-62 the properties of the District and carrying of insurance upon all or
5-63 any part of said properties covering loss or damage or loss of use
5-64 and occupancy resulting from specified risks;

5-65 (h) fixing the procedure, if any, by which, if the District
5-66 shall so desire, the terms of any contract with the holders of such
5-67 bonds may be amended or abrogated, the amount of bonds the holders
5-68 of which must consent thereto, and the manner in which such consent
5-69 may be given;

6-1 (i) for the execution and delivery by the District to a bank
6-2 or trust company authorized by law to accept trusts, or to the
6-3 United States of America or any officer or agency thereof, of
6-4 indentures and agreements for the benefit of the holders of such
6-5 bonds and such other provisions as may be customary in such
6-6 indentures or agreements; and

6-7 (j) such other provisions, [~~not inconsistent with the~~
6-8 ~~provisions of this Act,~~] as the Board may approve.

6-9 (k) The Board may declare an emergency in the matter of
6-10 funds not being available to pay principal of and interest on any
6-11 bonds of the District or to meet any other needs of the District and
6-12 may issue bond anticipation notes or enter into a loan to pay the
6-13 costs to meet the emergency need. A loan under this subsection may
6-14 be secured by a pledge of and made payable from district revenues or
6-15 the proceeds of a future series of bonds. Bond anticipation notes
6-16 may bear interest at any rate or rates not to exceed 10 percent and
6-17 shall mature within one (1) year of their date. The bond
6-18 anticipation notes so issued will be taken up with the proceeds of
6-19 bonds, or the bonds may be issued and delivered in exchange for and
6-20 in substitution of such notes.

6-21 (l) Before any bonds shall be sold or exchanged or
6-22 substituted by the District, a certified copy of the proceedings of
6-23 the issuance thereof, including the form of such bonds, together
6-24 with any other information which the Attorney General of the State
6-25 of Texas may require, shall be submitted to the Attorney General,
6-26 and if he shall find that such bonds have been issued in accordance
6-27 with law, and if he shall approve such bonds, he shall execute a
6-28 certificate to that effect which shall be filed in the office of the
6-29 Comptroller of the State of Texas and be recorded in a record kept
6-30 for that purpose. No bonds shall be issued until the same shall
6-31 have been registered by the Comptroller, who shall so register the
6-32 same if the Attorney General shall have filed with the Comptroller
6-33 his certificate approving the bonds and the proceedings for the
6-34 issuance thereof as hereinabove provided.

6-35 (m) All bonds approved by the Attorney General as aforesaid,
6-36 and registered by the Comptroller as aforesaid, and issued in
6-37 accordance with the proceedings so approved shall be valid and
6-38 binding obligations of the District and shall be incontestable for
6-39 any cause from and after the time of such registration.

6-40 (n) If any bonds recite that they are secured by a pledge of
6-41 the proceeds of a contract, lease, sale or other agreement (herein
6-42 called "contract"), a copy of such contract and the proceedings of
6-43 the contracting parties will also be submitted to the Attorney
6-44 General. If such bonds have been authorized and such contracts made
6-45 in compliance with law, the Attorney General shall approve the
6-46 bonds and contracts, and the bonds shall then be registered by the
6-47 Comptroller of Public Accounts. When so approved, such bonds and
6-48 the contracts shall be valid and binding and shall be incontestable
6-49 for any cause from and after the time of such registration.

6-50 (o) The District is authorized to make and issue bonds
6-51 (herein called "refunding bonds") for the purpose of refunding or
6-52 refinancing any outstanding bonds or notes authorized and issued by
6-53 the District pursuant to this Act or other law (herein called
6-54 "bonds") and the interest and premium, if any, thereon to maturity
6-55 or on any earlier redemption date specified in the resolution
6-56 authorizing the issuance of the refunding bonds. Such refunding
6-57 bonds may be issued to refund more than one series of outstanding
6-58 bonds, may combine the pledges of the outstanding bonds for the
6-59 security of the refunding bonds, or may be secured by other or
6-60 additional revenues. All provisions of this Act with reference to
6-61 the issuance of bonds, the terms and provisions thereof, their
6-62 approval by the Attorney General, and the remedies of the
6-63 bondholders shall be applicable to refunding bonds. Refunding
6-64 bonds shall be registered by the Comptroller upon surrender and
6-65 cancellation of the bonds to be refunded, but in lieu thereof, the
6-66 resolution authorizing the issuance of refunding bonds may provide
6-67 that they shall be sold and the proceeds thereof deposited at the
6-68 places at which the original bonds are payable, in which case the
6-69 refunding bonds may be issued in an amount sufficient to pay the

7-1 interest and premium, if any, on the original bonds to their
7-2 maturity date or specified earlier redemption date, and the
7-3 Comptroller will register them without concurrent surrender and
7-4 cancellation of the original bonds. The District may also refund
7-5 any outstanding bonds in the manner provided by any applicable
7-6 General Law.

7-7 (p) All bonds issued by the District pursuant to the
7-8 provisions of this Act shall constitute investment securities
7-9 within the meaning of the Uniform Commercial Code.

7-10 (q) This Act, without reference to other statutes of the
7-11 State of Texas, shall constitute full authority for the
7-12 authorization and issuance of bonds hereunder, and no other Act or
7-13 law with regard to the authorization or issuance of obligations or
7-14 the deposit of the proceeds thereof, or in any impeding or
7-15 restricting the carrying out of the acts herein authorized to be
7-16 done shall be construed as applying to any proceedings taken
7-17 hereunder or acts done pursuant hereto.

7-18 Sec. 8. (a) When any of such revenues are pledged to the
7-19 payment of any bonds issued by said District or loans received by
7-20 the District, it shall be the right and duty of the District's Board
7-21 of Directors to cause to be fixed, maintained and enforced charges,
7-22 fees or tolls for services rendered by properties and facilities,
7-23 the revenues of which have been pledged, at rates and amounts at
7-24 least sufficient to comply with and carry out the covenants and
7-25 provisions contained in the order or orders authorizing the
7-26 issuance of said bonds.

7-27 (b) Regardless of whether the revenues are pledged to the
7-28 payment of bonds, the [The] District shall have the right to impose
7-29 penalties for failure to pay, when due, such charges, fees or tolls.

7-30 SECTION 7. (a) The legal notice of the intention to
7-31 introduce this Act, setting forth the general substance of this
7-32 Act, has been published as provided by law, and the notice and a
7-33 copy of this Act have been furnished to all persons, agencies,
7-34 officials, or entities to which they are required to be furnished
7-35 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
7-36 Government Code.

7-37 (b) The governor, one of the required recipients, has
7-38 submitted the notice and Act to the Texas Commission on
7-39 Environmental Quality.

7-40 (c) The Texas Commission on Environmental Quality has filed
7-41 its recommendations relating to this Act with the governor, the
7-42 lieutenant governor, and the speaker of the house of
7-43 representatives within the required time.

7-44 (d) All requirements of the constitution and laws of this
7-45 state and the rules and procedures of the legislature with respect
7-46 to the notice, introduction, and passage of this Act are fulfilled
7-47 and accomplished.

7-48 SECTION 8. This Act takes effect immediately if it receives
7-49 a vote of two-thirds of all the members elected to each house, as
7-50 provided by Section 39, Article III, Texas Constitution. If this
7-51 Act does not receive the vote necessary for immediate effect, this
7-52 Act takes effect September 1, 2019.

7-53 * * * * *