

By: Wilson

H.B. No. 4699

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the powers and duties of the Williamson County  
3 Municipal Utility District No. 21; providing authority to issue  
4 bonds; providing authority to impose a tax.

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

6 SECTION 1. Section 8132.002, Special District Local Laws  
7 Code, is amended to read as follows:

8 Sec. 8132.002. NATURE AND PURPOSES OF DISTRICT. (a) The  
9 district is a municipal utility district in Williamson County  
10 created under [~~and essential to accomplish the purposes of~~] Section  
11 59, Article XVI, Texas Constitution.

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

13 (1) a municipal utility district as provided by  
14 general law and Section 59, Article XVI, Texas Constitution; and

15 (2) Section 52, Article III, Texas Constitution, that  
16 relate to the construction, acquisition, improvement, operation,  
17 or maintenance of macadamized, graveled, or paved roads, or  
18 improvements, including storm drainage, in aid of those roads.

19 SECTION 2. Subchapter C, Chapter 8132, Special District  
20 Local Laws Code, is amended by adding Sections 8132.104, 8132.105,  
21 8132.106, and 8132.107 to read as follows:

22 Sec. 8132.104. GENERAL POWERS AND DUTIES. The district has  
23 the powers and duties necessary to accomplish the purposes for  
24 which the district is created.

1       Sec. 8132.105. MUNICIPAL UTILITY DISTRICT POWERS AND  
2 DUTIES. The district has the powers and duties provided by the  
3 general law of this state, including Chapters 49 and 54, Water Code,  
4 applicable to municipal utility districts created under Section 59,  
5 Article XVI, Texas Constitution.

6       Sec. 8132.106. AUTHORITY FOR ROAD PROJECTS. Under Section  
7 52, Article III, Texas Constitution, the district may design,  
8 acquire, construct, finance, issue bonds for, improve, operate,  
9 maintain, and convey to this state, a county, or a municipality for  
10 operation and maintenance macadamized, graveled, or paved roads, or  
11 improvements, including storm drainage, in aid of those roads.

12       Sec. 8132.107. ROAD STANDARDS AND REQUIREMENTS. (a) A road  
13 project must meet all applicable construction standards, zoning and  
14 subdivision requirements, and regulations of each municipality in  
15 whose corporate limits or extraterritorial jurisdiction the road  
16 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,  
20 subdivision requirements, and regulations of each county in which  
21 the road project is located.

22       (c) If the state will maintain and operate the road, the  
23 Texas Transportation Commission must approve the plans and  
24 specifications of the road project.

25       SECTION 3. Chapter 8132, Special District Local Laws Code,  
26 is amended by adding Subchapter E to read as follows:

1                   SUBCHAPTER E. BONDS AND OTHER OBLIGATIONS

2                   Sec. 8132.201. AUTHORITY TO ISSUE BONDS AND OTHER  
3 OBLIGATIONS FOR ROAD PROJECTS. (a) The district may issue bonds or  
4 other obligations payable wholly or partly from ad valorem taxes,  
5 impact fees, revenue, contract payments, grants, or other district  
6 money, or any combination of those sources, to pay for a road  
7 project authorized by Section 8132.106.

8                   (b) The district may not issue bonds payable from ad valorem  
9 taxes to finance a road project unless the issuance is approved by a  
10 vote of a two-thirds majority of the district voters voting at an  
11 election held for that purpose.

12                   (c) At the time of issuance, the total principal amount of  
13 bonds or other obligations issued or incurred to finance road  
14 projects and payable from ad valorem taxes may not exceed  
15 one-fourth of the assessed value of the real property in the  
16 district.

17                   Sec. 8132.202. TAXES FOR BONDS. At the time the district  
18 issues bonds payable wholly or partly from ad valorem taxes, the  
19 board shall provide for the annual imposition of a continuing  
20 direct ad valorem tax, without limit as to rate or amount, while all  
21 or part of the bonds are outstanding as required and in the manner  
22 provided by Sections 54.601 and 54.602, Water Code.

23                   SECTION 4. The following provisions of the Special District  
24 Local Laws Code are repealed:

- 25                   (1) Section 8132.101;  
26                   (2) Section 8132.102; and  
27                   (3) Section 8132.103.

1           SECTION 5. (a) The legal notice of the intention to  
2 introduce this Act, setting forth the general substance of this  
3 Act, has been published as provided by law, and the notice and a  
4 copy of this Act have been furnished to all persons, agencies,  
5 officials, or entities to which they are required to be furnished  
6 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
7 Government Code.

8           (b) The governor, one of the required recipients, has  
9 submitted the notice and Act to the Texas Commission on  
10 Environmental Quality.

11           (c) The Texas Commission on Environmental Quality has filed  
12 its recommendations relating to this Act with the governor, the  
13 lieutenant governor, and the speaker of the house of  
14 representatives within the required time.

15           (d) All requirements of the constitution and laws of this  
16 state and the rules and procedures of the legislature with respect  
17 to the notice, introduction, and passage of this Act are fulfilled  
18 and accomplished.

19           SECTION 6. This Act takes effect immediately if it receives  
20 a vote of two-thirds of all the members elected to each house, as  
21 provided by Section 39, Article III, Texas Constitution. If this  
22 Act does not receive the vote necessary for immediate effect, this  
23 Act takes effect September 1, 2019.