

1-1 By: Alvarado S.B. No. 1579  
1-2 (In the Senate - Filed March 5, 2019; March 14, 2019, read  
1-3 first time and referred to Committee on Intergovernmental  
1-4 Relations; April 26, 2019, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 7, Nays 0;  
1-6 April 26, 2019, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 1579 By: Alvarado

1-17 A BILL TO BE ENTITLED  
1-18 AN ACT

1-19 relating to the creation of certain emergency services districts.  
1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
1-21 SECTION 1. Subchapter B, Chapter 775, Health and Safety  
1-22 Code, is amended by adding Section 775.0206 to read as follows:  
1-23 Sec. 775.0206. SEPARATION OF DISTRICT SERVICES;  
1-24 ALTERNATIVE CREATION PROCEDURE. (a) This section applies only to  
1-25 a district located in a county with a population of more than 3.3  
1-26 million.  
1-27 (b) Notwithstanding the procedures required by this  
1-28 subchapter, the board of a district may create another district  
1-29 under this section if:  
1-30 (1) the board determines that the creation would  
1-31 enable the services currently provided by the creating district to  
1-32 be provided in a more economical and efficient manner by the  
1-33 creating district and the other district; and  
1-34 (2) the boundaries of the other district are identical  
1-35 to the boundaries of the creating district.  
1-36 (c) To create the other district, the board of the creating  
1-37 district must adopt an order creating the other district that:  
1-38 (1) names the other district and, if considered  
1-39 reasonable by the board of the creating district, renames the  
1-40 creating district; and  
1-41 (2) describes the services to be provided by the  
1-42 creating district and the other district, including:  
1-43 (A) a statement that specifies the services each  
1-44 district will provide; and  
1-45 (B) the proposed date on which the creating  
1-46 district will cease to provide a service and the other district will  
1-47 begin to provide that service.  
1-48 (d) The order may not provide for the creating district and  
1-49 the other district to provide the same service.  
1-50 (e) The board of the creating district must hold an election  
1-51 under Section 775.018 to confirm the other district's creation and  
1-52 authorize the imposition of a tax by the other district. The  
1-53 creation of the other district is confirmed only if a majority of  
1-54 voters voting in the election approve the creation of the other  
1-55 district and the imposition of the tax by the other district.  
1-56 (f) Subject to Section 4.003, Election Code, the notice of  
1-57 the election to separate district services shall be given in the  
1-58 same manner as the notice of a petition hearing under Section  
1-59 775.015.  
1-60 (g) An election to create a district under this section must

2-1 be held on a uniform election date as described by Section  
2-2 775.018(e).

2-3 (h) Except as provided by Subsection (i), the board of the  
2-4 creating district shall appoint the initial board of the other  
2-5 district. The appointed commissioners serve until December 31 of  
2-6 the year the other district is created. On the expiration of the  
2-7 terms of the initial commissioners, the commissioners court or  
2-8 commissioners courts shall appoint commissioners for a full term  
2-9 under Section 775.034 or 775.0341, as applicable.

2-10 (i) If Section 775.0345 or 775.035 applies to a district  
2-11 created under this section, the board of the creating district  
2-12 shall appoint the initial board of the other district. The  
2-13 appointed commissioners serve until the next election date of the  
2-14 commissioners of the creating district. The board of the creating  
2-15 district shall hold an election for both the board of the creating  
2-16 district and the board of the other district under Section 775.0345  
2-17 or 775.035, as applicable. The five commissioner positions on each  
2-18 board shall be filled at the election held by the creating district.  
2-19 For each board, the three elected commissioners receiving the most  
2-20 votes serve four-year terms and the two remaining elected  
2-21 commissioners serve two-year terms. After the initial election,  
2-22 each district shall hold separately an election on the dates and in  
2-23 the manner described by Section 775.0345 or 775.035, as  
2-24 applicable.

2-25 (j) To promote the economical and efficient delivery of  
2-26 services provided by a creating district and a district created  
2-27 under this section, the creating district may convey assets and  
2-28 transfer indebtedness, other than bonded indebtedness, to the other  
2-29 district.

2-30 (k) If a creating district has bonded indebtedness at the  
2-31 time the district's board creates a district under this section, a  
2-32 district created under this section shall pay to the creating  
2-33 district annually an amount equal to one-half of the amount  
2-34 required to service the bonded indebtedness in that year.

2-35 (l) Overlapping districts resulting from the creation of a  
2-36 district under this section shall comply with Section 775.020 or  
2-37 775.0205, as applicable.

2-38 SECTION 2. This Act takes effect September 1, 2019.

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