

By: Taylor

S.B. No. 2212

A BILL TO BE ENTITLED

AN ACT

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

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

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

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

(1) must:

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

(B) biennially submit a report to the General Land Office and the legislature on:

(i) expenditures of state money relating to a project described by this subsection; and

(ii) the extent to which additional appropriations or additional money from any other source is needed

1 for the next biennium; and

2 (2) may enter into an agreement:

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

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

9 (a-1) If the District enters into a project partnership  
10 agreement under this section before November 1, 2020, the initial  
11 report described by Subsection (a)(1)(B) must be submitted not  
12 later than December 1, 2020. This subsection expires January 1,  
13 2021.

14 (b) If a project described by Subsection (a) is built in the  
15 District, the District may accept money from any source to:

16 (1) fund the maintenance and operation of the project;  
17 and

18 (2) provide local matching funds required by the  
19 project partnership agreement with the United States Army Corps of  
20 Engineers.

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

24 Sec. 20. (a) The District may enter into a project  
25 partnership agreement with the United States Army Corps of  
26 Engineers for a project proposed to be located in the District and  
27 listed in the Sabine Pass to Galveston Bay, Texas Coastal Storm Risk

Management and Ecosystem Restoration report published by the United States Army Corps of Engineers in May 2017. If the District enters into a project partnership agreement under this subsection, the District:

(1) must:

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

(B) biennially submit a report to the General Land Office and the legislature on:

(i) expenditures of state money relating to a project described by this subsection; and

(ii) the extent to which additional appropriations or additional money from any other source is needed for the next biennium; and

(2) may enter into an agreement:

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

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

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

(b) If a project described by Subsection (a) is built in the

District, the District may accept money from any source to:

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

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

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

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

(1) must:

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

(B) biennially submit a report to the General  
Land Office and the legislature on:

(i) expenditures of state money relating to  
a project described by this subsection; and

(ii) the extent to which additional  
appropriations or additional money from any other source is needed  
for the next biennium; and

1           (2) may enter into an agreement:

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

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

8           (a-1) If the District enters into a project partnership  
9 agreement under this section before November 1, 2020, the initial  
10 report described by Subsection (a)(1)(B) must be submitted not  
11 later than December 1, 2020. This subsection expires January 1,  
12 2021.

13           (b) If a project described by Subsection (a) is built in the  
14 District, the District may accept money from any source to:

15                   (1) fund the maintenance and operation of the project;  
16 and

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

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