

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 or an agreement with the General Land Office or another state agency 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 or an agreement with the General Land Office or another state agency 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

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

4 (2) may enter into an agreement for a public-private
5 partnership to fund a local share of or the costs of the operation
6 and maintenance of a project described by this subsection.

7 (a-1) If the District enters into a project partnership
8 agreement or an agreement with the General Land Office or another
9 state agency under this section before May 1, 2020, the initial
10 report described by Subsection (a)(1)(B) of this section must be
11 submitted not later than June 1, 2020. This subsection expires
12 January 1, 2021.

13 (b) If a project described by Subsection (a) of this section
14 is built in the District, the District may accept money from any
15 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 or an agreement with the General Land Office or another
27 state agency for a project proposed to be located in the District

1 and listed in the Sabine Pass to Galveston Bay, Texas Coastal Storm
2 Risk Management and Ecosystem Restoration report published by the
3 United States Army Corps of Engineers in May 2017. If the District
4 enters into a project partnership agreement or an agreement with
5 the General Land Office or another state agency under this
6 subsection, the District:

7 (1) must:

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

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

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

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

17 (2) may enter into an agreement for a public-private
18 partnership to fund a local share of or the costs of the operation
19 and maintenance of a project described by this subsection.

20 (a-1) If the District enters into a project partnership
21 agreement or an agreement with the General Land Office or another
22 state agency under this section before May 1, 2020, the initial
23 report described by Subsection (a)(1)(B) of this section must be
24 submitted not later than June 1, 2020. This subsection expires
25 January 1, 2021.

26 (b) If a project described by Subsection (a) of this section
27 is built in the District, the District may accept money from any

1 source to:

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

3 and

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

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

10 Sec. 14. (a) The District may enter into a project
11 partnership agreement with the United States Army Corps of
12 Engineers or an agreement with the General Land Office or another
13 state agency for a project proposed to be located in the District
14 and listed in the Sabine Pass to Galveston Bay, Texas Coastal Storm
15 Risk Management and Ecosystem Restoration report published by the
16 United States Army Corps of Engineers in May 2017. If the District
17 enters into a project partnership agreement or an agreement with
18 the General Land Office or another state agency under this
19 subsection, the District:

20 (1) must:

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

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

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

27 (ii) the extent to which additional

1 appropriations or additional money from any other source is needed
2 for the next biennium; and

3 (2) may enter into an agreement for a public-private
4 partnership to fund a local share of or the costs of the operation
5 and maintenance of a project described by this subsection.

6 (a-1) If the District enters into a project partnership
7 agreement or an agreement with the General Land Office or another
8 state agency under this section before May 1, 2020, the initial
9 report described by Subsection (a)(1)(B) of this section must be
10 submitted not later than June 1, 2020. This subsection expires
11 January 1, 2021.

12 (b) If a project described by Subsection (a) of this section
13 is built in the District, the District may accept money from any
14 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.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 2212 passed the Senate on April 16, 2019, by the following vote: Yeas 31, Nays 0; and that the Senate concurred in House amendment on May 24, 2019, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 2212 passed the House, with amendment, on May 21, 2019, by the following vote: Yeas 147, Nays 0, one present not voting.

Chief Clerk of the House

Approved:

Date

Governor