

By: Fallon

S.B. No. 2541

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the powers and duties of the Rolling V Ranch Water
3 Control and Improvement District No. 1 of Wise County.

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

5 SECTION 1. Section 9021.104, Special District Local Laws
6 Code, is amended by amending Subsections (a) and (b) and adding
7 Subsections (e), (f), (g), (h), (i), and (j) to read as follows:

8 (a) The district may be divided into two or more new
9 districts only if the district:

10 (1) has no outstanding bonded debt; and

11 (2) is not imposing ad valorem taxes.

12 (b) This chapter applies to any new district created by the
13 division of the district, and a new district has all the powers and
14 duties of the district. [~~The division procedure is prescribed by~~
15 ~~Sections 53.030 through 53.041, Water Code.~~]

16 (e) The board, on its own motion or on receipt of a petition
17 signed by the owner or owners of a majority of the assessed value of
18 the real property in the district, may adopt an order dividing the
19 district.

20 (f) An order dividing the district must:

21 (1) name each new district;

22 (2) include the metes and bounds description of the
23 territory of each new district;

24 (3) appoint temporary directors for each new district;

1 and

2 (4) provide for the division of assets and liabilities
3 between or among the new districts.

4 (g) On or before the 30th day after the date of adoption of
5 an order dividing the district, the district shall file the order
6 with the Texas Commission on Environmental Quality and record the
7 order in the real property records of each county in which the
8 district is located.

9 (h) Any new district created by the division of the district
10 shall hold a confirmation and directors' election as required by
11 Section 49.102, Water Code.

12 (i) If the creation of the new district is confirmed, the
13 new district shall provide the election date and results to the
14 Texas Commission on Environmental Quality.

15 (j) Any new district created by the division of the district
16 must hold an election as required by this chapter to obtain voter
17 approval before the district may impose a maintenance tax or issue
18 bonds payable wholly or partly from ad valorem taxes.

19 SECTION 2. Subchapter C, Chapter 9021, Special District
20 Local Laws Code, is amended by adding Section 9021.105 to read as
21 follows:

22 Sec. 9021.105. LAW ENFORCEMENT SERVICES. To protect the
23 public interest, the district may contract with a qualified party,
24 including a county or a municipality, to provide law enforcement
25 services in the district for a fee.

26 SECTION 3. Subchapter D, Chapter 9021, Special District
27 Local Laws Code, is amended by adding Section 9021.152 to read as

1 follows:

2 Sec. 9021.152. CONTRACT TAXES. In accordance with Section
3 49.108, Water Code, the district may impose a tax other than an
4 operation and maintenance tax and use the revenue derived from the
5 tax to make payments under a contract after the provisions of the
6 contract have been approved by a majority of the district voters
7 voting at an election held for that purpose.

8 SECTION 4. Section 9021.104(c), Special District Local Laws
9 Code, is repealed.

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

17 (b) The governor, one of the required recipients, has
18 submitted the notice and Act to the Texas Commission on
19 Environmental Quality.

20 (c) The Texas Commission on Environmental Quality has filed
21 its recommendations relating to this Act with the governor,
22 lieutenant governor, and speaker of the house of representatives
23 within the required time.

24 (d) All requirements of the constitution and laws of this
25 state and the rules and procedures of the legislature with respect
26 to the notice, introduction, and passage of this Act have been
27 fulfilled and accomplished.

1 SECTION 6. This Act takes effect September 1, 2019.