

1-1 By: Martinez (Senate Sponsor - Hinojosa) H.B. No. 2094  
 1-2 (In the Senate - Received from the House May 3, 2021;  
 1-3 May 10, 2021, read first time and referred to Committee on Local  
 1-4 Government; May 14, 2021, reported favorably by the following  
 1-5 vote: Yeas 9, Nays 0; May 14, 2021, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

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

1-19 relating to the right to remove property encroaching on areas owned  
 1-20 or controlled by the Hidalgo County Drainage District Number 1.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. (a) In this section, "telecommunications  
 1-23 provider" has the meaning assigned by Section 51.002, Utilities  
 1-24 Code.

1-25 (b) This section does not apply to property owned by a  
 1-26 telecommunications provider.

1-27 (c) In order to carry out district purposes, the Hidalgo  
 1-28 County Drainage District Number 1 may remove real or personal  
 1-29 property placed on land owned by the district or land subject to an  
 1-30 easement held by the district, regardless of when the real or  
 1-31 personal property was put in place and without the consent of the  
 1-32 owner of the property. The district must send notice by certified  
 1-33 mail to the owner of property on which the district intends to act  
 1-34 under this section. Not earlier than the 30th day after the date  
 1-35 the notice is sent, the district must send a second notice by  
 1-36 certified mail. The district may use existing civil lawsuit  
 1-37 processes against the owner of the property to recover the cost of  
 1-38 removing the property not earlier than the 30th day after the date  
 1-39 the second notice was received.

1-40 SECTION 2. This Act takes effect September 1, 2021.

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