

By: Bell of Montgomery

H.B. No. 4639

A BILL TO BE ENTITLED

AN ACT

relating to the powers and duties of the Conroe Municipal Management District No. 1, including the power to undertake and finance projects through taxes and bonds as a levee improvement district.

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

SECTION 1. Subtitle C, Title 4, Special District Local Laws Code, is amended by adding Chapter 3998 to read as follows:

CHAPTER 3998. CONROE MUNICIPAL MANAGEMENT DISTRICT NO. 1

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 3998.0101. DEFINITIONS. In this chapter:

(1) "Board" means the district's board of directors.

(2) "Commission" means the Texas Commission on Environmental Quality.

(3) "Director" means a board member.

(4) "District" means the Conroe Municipal Management District No. 1 created as a municipal management district by an order of the commission on April 21, 2015.

SUBCHAPTER B. BOARD OF DIRECTORS

Sec. 3998.0201. COMPENSATION. A director is entitled to receive fees of office and reimbursement for actual expenses as provided by Section 49.060, Water Code. Sections 375.069 and 375.070, Local Government Code, do not apply to the board.

SUBCHAPTER C. POWERS AND DUTIES

1       Sec. 3998.0301. MUNICIPAL MANAGEMENT DISTRICT POWERS AND  
2 DUTIES. (a) The district has the powers and duties provided by the  
3 general law of this state, including Chapter 375, Local Government  
4 Code, and Chapters 49 and 54, Water Code, applicable to municipal  
5 management districts created under Section 59, Article XVI, and  
6 Sections 52 and 52-a, Article III, Texas Constitution.

7       (b) The district has the powers and duties necessary to  
8 accomplish the purposes for which the district is created.

9       Sec. 3998.0302. LEVEE IMPROVEMENT DISTRICT POWERS AND  
10 DUTIES. (a) The district has the powers and duties provided by the  
11 general law of this state, including Chapters 49 and 57, Water Code,  
12 applicable to levee improvement districts created under Section 59,  
13 Article XVI, Texas Constitution.

14       (b) The district may:

15               (1) reclaim land in the district; and

16               (2) construct works, facilities, and improvements  
17 necessary to accomplish that purpose.

18       (c) The district may finance and contract for the  
19 construction of a fill project or for the acquisition of land for a  
20 fill project in the district, including drainage and reclamation.

21       (d) For the district's exercise of a power of or performance  
22 of a duty of a levee improvement district as provided by Subsection  
23 (c), the commission shall consider the district to be a levee  
24 improvement district.

25       SECTION 2. (a) The legal notice of the intention to  
26 introduce this Act, setting forth the general substance of this  
27 Act, has been published as provided by law, and the notice and a

1 copy of this Act have been furnished to all persons, agencies,  
2 officials, or entities to which they are required to be furnished  
3 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
4 Government Code.

5 (b) The governor, one of the required recipients, has  
6 submitted the notice and Act to the Texas Commission on  
7 Environmental Quality.

8 (c) The Texas Commission on Environmental Quality has filed  
9 its recommendations relating to this Act with the governor, the  
10 lieutenant governor, and the speaker of the house of  
11 representatives within the required time.

12 (d) All requirements of the constitution and laws of this  
13 state and the rules and procedures of the legislature with respect  
14 to the notice, introduction, and passage of this Act are fulfilled  
15 and accomplished.

16 SECTION 3. This Act takes effect immediately if it receives  
17 a vote of two-thirds of all the members elected to each house, as  
18 provided by Section 39, Article III, Texas Constitution. If this  
19 Act does not receive the vote necessary for immediate effect, this  
20 Act takes effect September 1, 2021.