

By: Schwertner

S.B. No. 588

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the construction, maintenance, rehabilitation, and  
3 removal of dams by the Upper Brushy Creek Water Control and  
4 Improvement District.

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

6 SECTION 1. Section 1, Chapter 341, Acts of the 55th  
7 Legislature, Regular Session, 1957, is amended to read as follows:

8 Sec. 1. The creation and organization of the Brushy Creek  
9 Water Control and Improvement District No. 1 of Williamson and  
10 Milam Counties [~~, hereinafter referred to as "District,"~~] is hereby  
11 in all things validated. Without limiting the generalization of the  
12 foregoing, it is specifically provided that the order adopted by  
13 the State Board of Water Engineers of Texas on the first day of  
14 November, 1956, creating said District; the election held within  
15 said District on the eighth day of January, 1957, for the  
16 confirmation of the organization of said District, the election of  
17 directors, and for the issuance of preliminary bonds and levy of  
18 taxes in payment therefor, and all proceedings in connection with  
19 the order and said election are in all respects validated and when  
20 said preliminary bonds have been issued and delivered to the  
21 purchaser or purchasers thereof, they shall be incontestable.

22 SECTION 2. Chapter 341, Acts of the 55th Legislature,  
23 Regular Session, 1957, is amended by adding Sections 1A and 8A to  
24 read as follows:

1       Sec. 1A. In this chapter, "district" means the Upper Brushy  
2 Creek Water Control and Improvement District and the Lower Brushy  
3 Creek Water Control and Improvement District.

4       Sec. 8A. The Upper Brushy Creek Water Control and  
5 Improvement District is not required to comply with municipal  
6 regulations regarding the construction, maintenance,  
7 rehabilitation, or removal of dams.

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