

AN ACT

relating to the powers, authorities, duties, and responsibilities of certain conservation and reclamation districts and to notice a person who proposes to sell or convey real property located in any of certain conservation and reclamation districts must provide to a prospective purchaser of that property.

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

SECTION 1. Section 375.022, Local Government Code, is amended by adding Subsections (d) and (e) to read as follows:

(d) The petition may request that a succeeding board of directors be elected under Section 375.0645 instead of being appointed under Section 375.064.

(e) On receipt by the commission of a petition that complies with this section, the commission shall issue a notice indicating that the petition is administratively complete and may conduct a hearing on the petition in the manner provided by Section 49.011, Water Code, if the commission determines that a hearing is necessary.

SECTION 2. Section 375.025(c), Local Government Code, is amended to read as follows:

(c) If [~~after the hearing~~] the commission finds that the petition is sufficient and conforms to the requirements of Section 375.022(c) and that the district is feasible [~~and necessary~~] and would benefit the public, the commission by order shall make that

1 finding and grant the petition. In determining if the project is
2 feasible [~~and necessary~~] and would benefit the public, the
3 commission shall consider:

4 (1) the availability of comparable services from other
5 systems, including special districts, municipalities, and regional
6 authorities; and

7 (2) the reasonableness of the proposed public purpose
8 projects and services.

9 SECTION 3. Subchapter D, Chapter 375, Local Government
10 Code, is amended by adding Section 375.0645 to read as follows:

11 Sec. 375.0645. ELECTION OF DIRECTORS. (a) This section
12 applies only to a district created by order of the commission
13 providing for an elected board of directors as requested in the
14 petition requesting creation of the district as provided by Section
15 375.022(d).

16 (b) The commission shall appoint the initial directors
17 under Section 375.026, and subsequent directors are elected in the
18 manner provided by Subchapter D, Chapter 49, Water Code.

19 (c) An elected director is entitled to receive fees of
20 office and reimbursement for actual expenses as provided by Section
21 49.060, Water Code.

22 (d) Sections 375.069 and 375.070 do not apply to an elected
23 director.

24 (e) Section 49.052(f), Water Code, does not exempt an
25 elected director from disqualification under that section.

26 (f) Sections 375.064, 375.161, and 375.243 do not apply to a
27 district with an elected board.

1 SECTION 4. Section 375.065, Local Government Code, is
2 amended to read as follows:

3 Sec. 375.065. REMOVAL OF DIRECTOR. The governing body of
4 the municipality after notice and hearing may remove a director
5 appointed by the municipality for misconduct or failure to carry
6 out the director's duties on petition by a majority of the remaining
7 directors.

8 SECTION 5. Section 375.067(a), Local Government Code, is
9 amended to read as follows:

10 (a) As soon as practicable after a director is appointed or
11 elected as provided by this subchapter, the director shall execute
12 a \$10,000 bond payable to the district and conditioned on the
13 faithful performance of the director's duties.

14 SECTION 6. Section 375.068, Local Government Code, is
15 amended to read as follows:

16 Sec. 375.068. OFFICERS. After directors are appointed or
17 elected as provided by this subchapter and have qualified by
18 executing a bond and taking the oath, they shall organize by
19 electing a president, a vice-president, a secretary, and any other
20 officers the board considers necessary.

21 SECTION 7. Section 375.071, Local Government Code, is
22 amended to read as follows:

23 Sec. 375.071. QUORUM. (a) One-half of the serving
24 directors constitutes a quorum, and a concurrence of a majority of a
25 quorum of directors is required for any official action of the
26 district.

27 (b) If at least two-thirds of the directors execute a

1 written consent at any time, a majority of a quorum at a board
2 meeting may [~~The written consent of at least two-thirds of the~~
3 ~~directors is required to~~] authorize the levy of assessments, the
4 levy of taxes, the imposition of impact fees, or the issuance of
5 bonds. A director may execute a written consent outside of a board
6 meeting.

7 SECTION 8. Section 375.161(b), Local Government Code, is
8 amended to read as follows:

9 (b) This section does not apply to a tax or assessment, if a
10 tax is authorized or approved by the voters of the district, or to a
11 required payment for a service provided by the district, including
12 water and sewer services.

13 SECTION 9. Section 375.208, Local Government Code, is
14 amended to read as follows:

15 Sec. 375.208. COMMISSION APPROVAL. A district must obtain
16 approval of the commission as provided by Section 49.181 [~~Chapter~~
17 ~~54~~], Water Code, only if the [~~it issues~~] bonds are to provide water,
18 sewage, or drainage facilities. [~~Except as expressly provided by~~
19 ~~this section and Sections 375.062 and 375.064, a district is not~~
20 ~~subject to the jurisdiction of the commission.~~]

21 SECTION 10. Section 3919.205(d), Special District Local
22 Laws Code, is amended to read as follows:

23 (d) The district shall generate and implement a program to
24 provide notice modeled on the notice described by Section 49.4521
25 [~~49.452(c)~~], Water Code, to a prospective purchaser of property in
26 the district of the assessments that have been approved and are
27 imposed by the district.

1 SECTION 11. Section 49.011(a), Water Code, is amended to
2 read as follows:

3 (a) On receipt by the commission of all required
4 documentation associated with an application for creation of a
5 district by the commission under Chapter 36, 50, 51, 54, 55, 58, 65,
6 or 66 of this code or Chapter 375, Local Government Code, the
7 commission shall issue a notice indicating that the application is
8 administratively complete.

9 SECTION 12. Section 49.060, Water Code, is amended by
10 amending Subsection (a) and adding Subsection (a-2) to read as
11 follows:

12 (a) A director is entitled to receive fees of office [~~of not~~
13 ~~more than \$150 a day~~] for each day the director actually spends
14 performing the duties of a director. The board by resolution shall
15 set the fees of office. The board may not set the fees of office at
16 an amount greater than the amount of the per diem set by the Texas
17 Ethics Commission for members of the legislature under Section 24a,
18 Article III, Texas Constitution. In this subsection, "performing
19 the duties of a director" means substantive performance of the
20 management or business of the district, including participation in
21 board and committee meetings and other activities involving the
22 substantive deliberation of district business and in pertinent
23 educational programs. The phrase does not include routine or
24 ministerial activities such as the execution of documents,
25 self-preparation for meetings, or other activities requiring a
26 minimal amount of time.

27 (a-2) Notwithstanding Subsection (a-1), an authority

1 created by special law, by resolution of the board, may not set the
2 annual limit on the fees of office described by that subsection at
3 an amount greater than the amount a director would receive for 60
4 days of service a year at the maximum daily rate authorized by
5 Subsection (a).

6 SECTION 13. Section 49.063, Water Code, is amended by
7 adding Subsections (d) and (e) to read as follows:

8 (d) A district that is required by law to post notice of a
9 meeting on an Internet website may instead provide the notice to the
10 county clerk of each county in which the district is located to post
11 the notice on the county clerk's or county's Internet website.

12 (e) Failure to timely or properly post a notice of a meeting
13 on an Internet website does not prohibit a district from conducting
14 the meeting if the notice required by Section 551.054(a)(1),
15 Government Code, is posted timely and properly.

16 SECTION 14. Section 49.065, Water Code, is amended by
17 adding Subsection (d) to read as follows:

18 (d) Subsection (b) applies to a personal e-mail address of a
19 director only if the district does not make available to the public
20 an official e-mail address for the director or the district. In
21 this subsection, "personal e-mail address" means an e-mail address
22 that is not paid for by district money and is not used primarily for
23 the transaction of official business of the district.

24 SECTION 15. Section 49.102, Water Code, is amended by
25 amending Subsection (j) and adding Subsections (k) and (l) to read
26 as follows:

27 (j) The provisions of this section requiring a confirmation

1 election do not apply to a [~~shall not be applicable to any~~] district
2 exercising the powers of Chapter 375, Local Government Code, or any
3 district created by a special Act of the legislature that does not
4 require a confirmation election.

5 (k) Notwithstanding any other law, if the board determines
6 that it is in the best interest of the district and the voters of the
7 district for the district to administer an election under this
8 section, the district shall establish precincts and designate
9 polling locations inside the boundaries of the district.

10 (l) Section 43.075, Local Government Code, does not apply to
11 a district until the board declares the district is created under
12 Subsection (e) of this section.

13 SECTION 16. Section 49.106, Water Code, is amended by
14 amending Subsection (e) and adding Subsection (f) to read as
15 follows:

16 (e) A district's authorization to issue bonds resulting
17 from an election held under this section, or any other law that
18 allows for the qualified voters of a district to authorize the
19 issuance of bonds by a district, remains in effect after the
20 election unless the district is dissolved [~~or is annexed by another~~
21 ~~district~~].

22 (f) The board may submit new bond authorization and
23 refunding bond authorization in a single proposition at an
24 election.

25 SECTION 17. Section 49.181, Water Code, is amended by
26 adding Subsection (f-1) to read as follows:

27 (f-1) For the purposes of evaluating the financial

1 feasibility of a project financed by a bond, the commission shall
2 consider:

3 (1) a district located wholly or partly in Austin,
4 Brazos, Chambers, Grimes, Liberty, Walker, or Wharton County as if
5 the district were located in Harris County; and

6 (2) a district located wholly or partly in Bastrop,
7 Bell, Blanco, Burnet, Caldwell, Gillespie, Kendall, Lee, or Milam
8 County as if the district were located in Travis County.

9 SECTION 18. Section 49.23602(c), Water Code, is amended to
10 read as follows:

11 (c) If the board of a district adopts a combined debt
12 service, contract, and operation and maintenance tax rate that
13 exceeds the district's mandatory tax election rate, an election
14 must be held in accordance with the procedures provided by Sections
15 26.07(c)-(g), Tax Code, to determine whether to approve the adopted
16 tax rate. If the adopted tax rate is not approved at the election,
17 the district's tax rate is the voter-approval tax rate. An election
18 is not required if the adopted tax rate is less than or equal to the
19 voter-approval tax rate.

20 SECTION 19. Section 49.271, Water Code, is amended by
21 amending Subsection (e) and adding Subsection (f) to read as
22 follows:

23 (e) A [~~district~~] contract for construction work may include
24 economic incentives for early completion of the work or economic
25 disincentives for late completion of the work.

26 (f) The provisions of this section apply to a contract for
27 construction work entered into by a third party on behalf of a

1 district.

2 SECTION 20. Subchapter J, Chapter 49, Water Code, is
3 amended by adding Section 49.316 to read as follows:

4 Sec. 49.316. DIVISION OF DISTRICT. (a) The board, on its
5 own motion or on receipt of a petition signed by the owner or owners
6 of a majority of the assessed value of the real property in the
7 district, may adopt an order dividing the district.

8 (b) An order dividing a district may create one or more new
9 districts and may provide for the continuation of the district.

10 (c) An order dividing the district shall:

11 (1) name any new district;

12 (2) include the metes and bounds description of the
13 territory of each of the districts;

14 (3) appoint temporary directors for any new district;

15 and

16 (4) provide for the division of assets and liabilities
17 between the districts.

18 (d) The board may adopt an order dividing the district
19 before or after the date the board holds an election to confirm the
20 district's creation.

21 (e) The district may be divided only if the district:

22 (1) has never issued any bonds; and

23 (2) is not imposing ad valorem taxes.

24 (f) A new district created by the division of the district
25 may not, at the time the new district is created, contain any land
26 outside the area of the district at the time of creation.

27 (g) On or before the 30th day after the date of adoption of

1 an order dividing the district, the district shall file the order
2 with the commission and record the order in the real property
3 records of each county in which the district is located.

4 (h) A new district created by the division of the district
5 shall hold a confirmation and directors' election.

6 (i) If the creation of a new district is confirmed, the new
7 district shall provide the election date and results to the
8 commission.

9 (j) A new district created by the division of the district
10 must hold an election as required by this chapter to obtain voter
11 approval before the district may impose a maintenance tax or issue
12 bonds payable wholly or partly from ad valorem taxes.

13 (k) Municipal consent to the creation of the district and to
14 the inclusion of land in the district acts as municipal consent to
15 the creation of any new district created by the division of the
16 district and to the inclusion of land in the new district.

17 (l) The district may continue to rely on confirmation,
18 directors', bond, and tax elections held before the division.

19 SECTION 21. Section 49.452, Water Code, is amended by
20 amending Subsection (a) and adding Subsections (a-1) and (a-2) to
21 read as follows:

22 (a) In this section, "district" means a district:

23 (1) governed by Chapter 375, Local Government Code; or

24 (2) [~~(1) Any person who proposes to sell or convey~~
25 ~~real property located in a district~~] created under this title or by
26 a special Act of the legislature that:

27 (A) is providing or proposing to provide, as the

1 district's principal function, water, sanitary sewer, drainage,
2 and flood control or protection facilities or services, or any of
3 these facilities or services that have been financed or are
4 proposed to be financed with bonds of the district payable in whole
5 or part from taxes of the district, or by imposition of a standby
6 fee, if any, to household or commercial users, other than
7 agricultural, irrigation, or industrial users; ~~and~~

8 (B) ~~[which district]~~ includes less than all the
9 territory in at least one county and which, if located within the
10 corporate area of a city, includes less than 75 percent of the
11 incorporated area of the city or which is located outside the
12 corporate area of a city in whole or in substantial part ~~[, must~~
13 ~~first give to the purchaser the written notice provided in this~~
14 ~~section]~~.

15 (a-1) A person who proposes to sell or convey real property
16 located in a district must give to the purchaser the written notice
17 as provided by this section and Section 49.4521.

18 (a-2) ~~(2)~~ The provisions of this section are ~~[shall]~~ not
19 ~~[be]~~ applicable to:

20 (1) ~~(A)~~ transfers of title under any type of lien
21 foreclosure;

22 (2) ~~(B)~~ transfers of title by deed in cancellation
23 of indebtedness secured by a lien upon the property conveyed;

24 (3) ~~(C)~~ transfers of title by reason of a will or
25 probate proceedings; ~~[or]~~

26 (4) ~~(D)~~ transfers of title to a governmental entity;

27 or

1 (5) transfers of title for the purpose of qualifying a
2 director.

3 SECTION 22. Subchapter M, Chapter 49, Water Code, is
4 amended by adding Section 49.4521 to read as follows:

5 Sec. 49.4521. PRESCRIBED NOTICE TO PURCHASERS. (a) A
6 notice to a purchaser provided under Section 49.452 must include:

7 (1) a title caption in at least a 24-point, bold font
8 stating "NOTICE TO PURCHASER OF SPECIAL TAXING OR ASSESSMENT
9 DISTRICT"; and

10 (2) the following statements, as applicable to the
11 district:

12 (A) "The real property that you are about to
13 purchase is located in the (insert name of district) and may be
14 subject to district taxes or assessments.";

15 (B) "The district may, subject to voter approval,
16 impose taxes and issue bonds. The district may impose an unlimited
17 rate of tax in payment of such bonds.";

18 (C) one of the following, as applicable:

19 (i) "The current rate of the district
20 property tax is (insert current property tax rate) on each \$100 of
21 assessed valuation."; or

22 (ii) "The district has not yet imposed
23 taxes. The projected rate of the district property tax is (insert
24 projected property tax rate) on each \$100 of assessed valuation.";

25 (D) "The district may impose assessments and
26 issue bonds and impose an assessment in payment of such bonds.";

27 (E) one of the following, as applicable:

1 (i) "The rate of the district assessment is
2 (insert current assessment amount) on each \$100 of assessed
3 valuation.";

4 (ii) "The amount of the district assessment
5 on the real property that you are about to purchase is (insert
6 current assessment amount)."; or

7 (iii) "The district has not yet imposed an
8 assessment, but the projected (insert "rate" or "amount", as
9 applicable) of the assessment is (insert projected assessment rate
10 or amount, as applicable).";

11 (F) "The total amounts of bonds payable wholly or
12 partly from (insert "property taxes" or "assessments", as
13 applicable) (insert ", excluding refunding bonds that are
14 separately approved by the voters" or ", excluding any bonds or any
15 portions of bonds issued that are payable solely from revenues
16 received or expected to be received under a contract with a
17 governmental entity", as applicable), approved by the voters are:

18 (i) \$(insert amount) for water, sewer, and
19 drainage facilities;

20 (ii) \$(insert amount) for road facilities;

21 (iii) \$(insert amount) for parks and
22 recreational facilities; and

23 (iv) \$(insert amount) for (description of
24 additional facilities, as applicable).";

25 (G) "The aggregate initial principal amounts of
26 all such bonds issued are:

27 (i) \$(insert amount) for water, sewer, and

1 drainage facilities;

2 (ii) \$(insert amount) for road facilities;

3 (iii) \$(insert amount) for parks and
4 recreational facilities; and

5 (iv) \$(insert amount) for (description of
6 additional facilities, as applicable).";

7 (H) "The district sought and obtained approval of
8 the Texas Commission on Environmental Quality to adopt and impose a
9 standby fee. The amount of the standby fee is \$(insert amount of
10 standby fee). An unpaid standby fee is a personal obligation of the
11 person that owned the property at the time of imposition and is
12 secured by a lien on the property. Any person may request a
13 certificate from the district stating the amount, if any, of unpaid
14 standby fees on a tract of property in the district.";

15 (I) if applicable, one of the following:

16 (i) "The district is located wholly or
17 partly in the extraterritorial jurisdiction of the City of (insert
18 name of the municipality). Texas law governs the ability of a
19 municipality to annex property in the municipality's
20 extraterritorial jurisdiction and whether a district that is
21 annexed by the municipality is dissolved."; or

22 (ii) "The district is located wholly or
23 partly within the corporate boundaries of the City of (insert name
24 of the municipality). The municipality and the district overlap,
25 but may not provide duplicate services or improvements. Property
26 located in the municipality and the district is subject to taxation
27 by the municipality and the district.";

1 (J) "The district has entered into a strategic
2 partnership agreement with the City of (insert name of the
3 municipality). This agreement may address the timeframe, process,
4 and procedures for the municipal annexation of the area of the
5 district located in the municipality's extraterritorial
6 jurisdiction.";

7 (K) "The purpose of the district is to provide
8 (insert water, sewer, drainage, flood control, firefighting, road,
9 parks and recreational, or other type of facilities or services, as
10 applicable) facilities and services. The cost of district
11 facilities is not included in the purchase price of your
12 property.";

13 (L) "PURCHASER IS ADVISED THAT THE INFORMATION
14 SHOWN ON THIS FORM IS SUBJECT TO CHANGE BY THE DISTRICT AT ANY TIME.
15 THE DISTRICT ANNUALLY ESTABLISHES TAX RATES. PURCHASER IS ADVISED
16 TO CONTACT THE DISTRICT TO DETERMINE THE STATUS OF ANY CURRENT OR
17 PROPOSED CHANGES TO THE INFORMATION SHOWN ON THIS FORM."; and

18 (M) "The undersigned purchaser hereby
19 acknowledges receipt of the foregoing notice at or before the
20 execution of a binding contract for the purchase of the real
21 property or at closing of purchase of the real property.".

22 (b) The district shall omit or edit for accuracy statements
23 not applicable to the district, as determined by the district.

24 (c) The notice must be dated and executed by the seller and
25 the purchaser.

26 (d) If the law is amended and causes inaccuracies in the
27 content of the notice, the district shall revise the content of the

1 notice to accurately reflect current law.

2 SECTION 23. Section 49.453, Water Code, is amended by
3 adding Subsection (e) to read as follows:

4 (e) A district required to maintain an Internet website or
5 have access to a generally accessible Internet website under
6 Section 26.18, Tax Code, shall post or create a process for posting
7 the district's notice to purchasers under Section 49.4521 on the
8 applicable Internet website.

9 SECTION 24. Section 49.455(c), Water Code, is amended to
10 read as follows:

11 (c) The information form [~~and map or plat~~] required by this
12 section shall be signed by a majority of the members of the board
13 and by each such officer affirmed and acknowledged before it is
14 filed with the county clerk, and each amendment made to an
15 information form [~~or map~~] shall also be signed by the members of the
16 board and by each such officer affirmed and acknowledged before it
17 is filed with the county clerk.

18 SECTION 25. Subchapter 0, Chapter 51, Water Code, is
19 amended by adding Section 51.7131 to read as follows:

20 Sec. 51.7131. ALTERNATIVE SUBSTITUTION PROCEDURES.
21 Notwithstanding this subchapter, a district may substitute land in
22 the manner provided by Sections 54.739-54.747.

23 SECTION 26. Section 53.029(e), Water Code, is amended to
24 read as follows:

25 (e) A district that has adopted the rights, authority,
26 privileges, and functions of a road district in the manner provided
27 by Subsection (c) may, following approval of a construction

1 contract by the district's governing body, reimburse expenditures
2 as provided by Sections 257.003(a), ~~[and]~~ (b), and (d),
3 Transportation Code, without any additional approval or
4 determination under Section 257.003, Transportation Code.

5 SECTION 27. Section 54.016, Water Code, is amended by
6 adding Subsection (f-1) to read as follows:

7 (f-1) An agreement between a municipality and a municipal
8 utility district is an allocation agreement only if:

9 (1) the agreement strictly complies with the
10 requirements of Subsection (f); and

11 (2) the agreement is specifically designated by the
12 parties to the agreement as an "allocation agreement" under
13 Subsection (f).

14 SECTION 28. Sections 54.234(d) and (e), Water Code, are
15 amended to read as follows:

16 (d) If the commission issues an order approving the
17 petition, the district may undertake a road project if:

18 (1) the municipality or county with platting
19 jurisdiction [~~that will operate and maintain the road~~] has approved
20 the plans and specifications of the road project; or

21 (2) the Texas Transportation Commission has approved
22 the plans and specifications of the road project, if the state is to
23 operate and maintain the road.

24 (e) Notwithstanding any other law and except [~~Except~~] as
25 provided by Subsection (d), a district is not required to obtain
26 approval from the Texas Transportation Commission to acquire,
27 construct, convey, or finance the road project.

1 SECTION 29. Section 54.728, Water Code, is amended to read
2 as follows:

3 Sec. 54.728. CONSOLIDATION OF DISTRICTS. (a) Two or more
4 districts governed by the provisions of this chapter may
5 consolidate into one district as provided by Sections 54.729-54.733
6 of this code.

7 (b) One or more districts governed by the provisions of this
8 chapter and one or more districts governed by the provisions of
9 Chapter 375, Local Government Code, may consolidate into one
10 district as provided by this subsection and Sections 54.729-54.733
11 of this code. The initial directors of the consolidated district
12 shall be elected and serve terms as provided by Section 49.103 of
13 this code. The consolidation agreement under this subsection may
14 provide that the consolidated district continue operating with the
15 powers, authorities, duties, responsibilities, and board of
16 directors of one of the original districts before consolidation.

17 (c) After the initial election of directors, a district
18 consolidated under Subsection (b) is governed as agreed by either:

19 (1) an elected board of directors, who must be elected
20 at a general election in the manner and for the terms provided by
21 Section 49.103; or

22 (2) an appointed board of directors, who must be
23 appointed as provided under Chapter 375, Local Government Code.

24 SECTION 30. Section 57.053, Water Code, is amended by
25 amending Subsection (a) and adding Subsection (d) to read as
26 follows:

27 (a) A vacancy on an appointed board is filled by the

1 appointment of a director by a majority vote of the commissioners
2 court. [~~A director appointed to fill a vacancy must be a person~~
3 ~~qualified for election as a director under Section 57.059.~~] The
4 commissioners court shall appoint directors so that the board will
5 always have full membership.

6 (d) A director appointed to fill a vacancy must be a person
7 qualified to serve as a director under Section 57.059.

8 SECTION 31. Section 57.059, Water Code, is amended to read
9 as follows:

10 Sec. 57.059. QUALIFICATIONS FOR ~~[ELECTED]~~ DIRECTORS. To be
11 qualified to serve [~~for election~~] as a director, a person must:

- 12 (1) be at least 18 years old;
13 (2) own land subject to taxation in the district or be
14 a qualified voter in the district; [~~property taxpaying elector of~~
15 ~~the precinct and county from which he is elected~~] and
16 (3) if the director is elected, be a qualified voter of
17 the precinct in the district established by the commissioners court
18 under Section 57.058 from which the director is elected [~~be~~
19 ~~eligible under the constitution and laws of this state to hold the~~
20 ~~office to which he is elected~~].

21 SECTION 32. The following provisions are repealed:

- 22 (1) Sections 375.023 and 375.024, Local Government
23 Code;
24 (2) Sections 375.025(a) and (b), Local Government
25 Code;
26 (3) Sections 49.452(b), (c), (d), and (e), Water Code;
27 (4) Sections 49.455(f) and (h), Water Code;

1 (5) Section 54.030(b), Water Code, as amended by
2 Chapter 539 (H.B. 2914), Acts of the 86th Legislature, Regular
3 Session, 2019;

4 (6) Section 54.032(a), Water Code, as amended by
5 Chapter 539 (H.B. 2914), Acts of the 86th Legislature, Regular
6 Session, 2019;

7 (7) Section 54.033(a), Water Code, as amended by
8 Chapter 539 (H.B. 2914), Acts of the 86th Legislature, Regular
9 Session, 2019; and

10 (8) Section 54.103, Water Code.

11 SECTION 33. (a) Section 49.452, Water Code, as amended by
12 this Act, and Section 49.4521, Water Code, as added by this Act,
13 apply only to notice given to a purchaser of real property within a
14 water district on or after the effective date of this Act. Notice
15 given to a purchaser before the effective date is governed by the
16 law in effect at the time the notice was given, and that law is
17 continued in effect for that purpose.

18 (b) Section 49.455, Water Code, as amended by this Act,
19 applies only to an information form filed on or after the effective
20 date of this Act. An information form filed before the effective
21 date of this Act is governed by the law in effect on the date the
22 form was filed, and that law is continued in effect for that
23 purpose.

24 SECTION 34. This Act takes effect immediately if it
25 receives a vote of two-thirds of all the members elected to each
26 house, as provided by Section 39, Article III, Texas Constitution.
27 If this Act does not receive the vote necessary for immediate

H.B. No. 2815

1 effect, this Act takes effect September 1, 2023.

President of the Senate

Speaker of the House

I certify that H.B. No. 2815 was passed by the House on May 12, 2023, by the following vote: Yeas 124, Nays 16, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 2815 on May 26, 2023, by the following vote: Yeas 129, Nays 9, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 2815 was passed by the Senate, with amendments, on May 24, 2023, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor