

By: Bettencourt
(Swanson)

S.B. No. 1250

Substitute the following for S.B. No. 1250:

By: King of Uvalde

C.S.S.B. No. 1250

A BILL TO BE ENTITLED

AN ACT

relating to the powers of the Harris County Water Control and Improvement District No. 110; providing authority to impose a fee and impose fines and penalties.

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

SECTION 1. Subtitle F, Title 6, Special District Local Laws Code, is amended by adding Chapter 7938 to read as follows:

CHAPTER 7938. HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT

NO. 110

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 7938.0101. DEFINITION. In this chapter, "district" means the Harris County Water Control and Improvement District No. 110.

SUBCHAPTER B. POWERS AND DUTIES

Sec. 7938.0201. AUTHORITY TO ISSUE CERTIFICATES OF COMPLIANCE FOR STORMWATER DETENTION FACILITIES. (a) The district may implement a program to require and issue an annual written certificate of compliance to the owner or operator of a stormwater detention facility within the boundaries of the district to ensure that each stormwater detention facility is operating to abate flooding as designed and approved by the applicable regulatory authority.

(b) The district may assess reasonable charges and fees for the implementation, administration, and enforcement of this

1 section.

2 (c) The district may impose a fine or penalty on the owner or
3 operator of a stormwater detention facility for the failure to hold
4 a certificate of compliance as required by the district under this
5 section.

6 (d) This section does not apply to a stormwater detention
7 facility that is owned or operated by a public entity other than the
8 district or that operates under a permit held by a public entity
9 other than the district.

10 SECTION 2. The Harris County Water Control and Improvement
11 District No. 110 retains all the rights, powers, privileges,
12 authority, duties, and functions that it had before the effective
13 date of this Act.

14 SECTION 3. (a) The legislature validates and confirms all
15 governmental acts and proceedings of the Harris County Water
16 Control and Improvement District No. 110 that were taken before the
17 effective date of this Act.

18 (b) This section does not apply to any matter that on the
19 effective date of this Act:

20 (1) is involved in litigation if the litigation
21 ultimately results in the matter being held invalid by a final court
22 judgment; or

23 (2) has been held invalid by a final court judgment.

24 SECTION 4. This Act takes effect immediately if it receives
25 a vote of two-thirds of all the members elected to each house, as
26 provided by Section 39, Article III, Texas Constitution. If this
27 Act does not receive the vote necessary for immediate effect, this

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1 Act takes effect September 1, 2023.