

By: Hinojosa

S.B. No. 1829

A BILL TO BE ENTITLED

AN ACT

relating to the dissolution of certain water control and improvement districts by a commissioners court.

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

SECTION 1. Subchapter P, Chapter 51, Water Code, is amended by adding Section 51.837 to read as follows:

Sec. 51.837. DISSOLUTION BY COMMISSIONERS COURT. (a) This section applies to a district:

(1) created or organized by a commissioners court before 1971 under general law enacted in 1904, 1913, 1917, 1918, or 1925; and

(2) converted from a water improvement district or irrigation district to a water control and improvement district by action of the board under general law enacted in 1925.

(b) Before a commissioners court may dissolve a district, the governing body of a municipality within the district's boundaries must adopt an ordinance stating that the municipality will assume the assets, debts, contractual rights, and other obligations of the district on its dissolution.

(c) The commissioners court may dissolve a district by order:

(1) pursuant to a referendum; or

(2) consistent with any other method by which the district was created.

1 (d) An order dissolving a district under this section takes
2 effect on the 31st day after the date the commissioners court adopts
3 the order. On the effective date of the order, the municipality:

4 (1) succeeds to the duties and assets of the district;
5 (2) assumes all bonds, debts, obligations, and
6 liabilities of the district; and
7 (3) has the powers and duties described by Sections
8 43.075(c)-(1), Local Government Code.

9 (e) On dissolution:

10 (1) all records and certificates of the district shall
11 be transferred to the municipality; and
12 (2) the district shall provide notice and make
13 recordings of the transfers under this section as required by law.

14 SECTION 2. This Act takes effect immediately if it receives
15 a vote of two-thirds of all the members elected to each house, as
16 provided by Section 39, Article III, Texas Constitution. If this
17 Act does not receive the vote necessary for immediate effect, this
18 Act takes effect September 1, 2023.