

1-1 By: Creighton S.B. No. 2629
 1-2 (In the Senate - Filed May 3, 2023; May 4, 2023, read first
 1-3 time and referred to Committee on Local Government; May 15, 2023,
 1-4 reported favorably by the following vote: Yeas 7, Nays 0;
 1-5 May 15, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Bettencourt	X			
1-8 Springer	X			
1-9 Eckhardt			X	
1-10 Gutierrez			X	
1-11 Hall	X			
1-12 Nichols	X			
1-13 Parker	X			
1-14 Paxton	X			
1-15 West	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the authority of the Roman Forest Public Utility
 1-20 District No. 4 for road projects; providing authority to issue
 1-21 bonds.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
 1-23 SECTION 1. Section 8405.003(c), Special District Local Laws
 1-24 Code, is amended to read as follows:

1-25 (c) The creation of the district is essential to accomplish
 1-26 the purposes of:

- 1-27 (1) Section 59, Article XVI, Texas Constitution; and
 - 1-28 (2) Section 52, Article III, Texas Constitution, that
- 1-29 relate to the construction, acquisition, improvement, operation,
 1-30 or maintenance of macadamized, graveled, or paved roads, or
 1-31 improvements, including storm drainage, in aid of those roads.

1-32 SECTION 2. Subchapter C, Chapter 8405, Special District
 1-33 Local Laws Code, is amended by adding Sections 8405.102 and
 1-34 8405.103 to read as follows:

1-35 Sec. 8405.102. AUTHORITY FOR ROAD PROJECTS. Under Section
 1-36 52, Article III, Texas Constitution, the district may design,
 1-37 acquire, construct, finance, issue bonds for, improve, operate,
 1-38 maintain, and convey to this state, a county, or a municipality for
 1-39 operation and maintenance macadamized, graveled, or paved roads, or
 1-40 improvements, including storm drainage, in aid of those roads.

1-41 Sec. 8405.103. ROAD STANDARDS AND REQUIREMENTS. (a) A road
 1-42 project must meet all applicable construction standards, zoning and
 1-43 subdivision requirements, and regulations of each municipality in
 1-44 whose corporate limits or extraterritorial jurisdiction the road
 1-45 project is located.

1-46 (b) If a road project is not located in the corporate limits
 1-47 or extraterritorial jurisdiction of a municipality, the road
 1-48 project must meet all applicable construction standards,
 1-49 subdivision requirements, and regulations of each county in which
 1-50 the road project is located.

1-51 (c) If the state will maintain and operate the road, the
 1-52 Texas Transportation Commission must approve the plans and
 1-53 specifications of the road project.

1-54 SECTION 3. Chapter 8405, Special District Local Laws Code,
 1-55 is amended by adding Subchapter D to read as follows:

1-56 SUBCHAPTER D. BONDS AND OTHER OBLIGATIONS

1-57 Sec. 8405.201. AUTHORITY TO ISSUE BONDS AND OTHER
 1-58 OBLIGATIONS FOR ROAD PROJECTS. (a) The district may issue bonds or
 1-59 other obligations payable wholly or partly from ad valorem taxes,
 1-60 impact fees, revenue, contract payments, grants, or other district
 1-61 money, or any combination of those sources, to pay for a road

2-1 project authorized by Section 8405.102.
2-2 (b) The district may not issue bonds payable from ad valorem
2-3 taxes to finance a road project unless the issuance is approved by a
2-4 vote of a two-thirds majority of the district voters voting at an
2-5 election held for that purpose.
2-6 Sec. 8405.202. TAXES FOR BONDS. At the time the district
2-7 issues bonds payable wholly or partly from ad valorem taxes, the
2-8 board shall provide for the annual imposition of a continuing
2-9 direct ad valorem tax, without limit as to rate or amount, while all
2-10 or part of the bonds are outstanding as required and in the manner
2-11 provided by Sections 54.601 and 54.602, Water Code.
2-12 Sec. 8405.203. BONDS FOR ROAD PROJECTS. At the time of
2-13 issuance, the total principal amount of bonds or other obligations
2-14 issued or incurred to finance road projects and payable from ad
2-15 valorem taxes may not exceed one-fourth of the assessed value of the
2-16 real property in the district.
2-17 SECTION 4. (a) The legal notice of the intention to
2-18 introduce this Act, setting forth the general substance of this
2-19 Act, has been published as provided by law, and the notice and a
2-20 copy of this Act have been furnished to all persons, agencies,
2-21 officials, or entities to which they are required to be furnished
2-22 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
2-23 Government Code.
2-24 (b) The governor, one of the required recipients, has
2-25 submitted the notice and Act to the Texas Commission on
2-26 Environmental Quality.
2-27 (c) The Texas Commission on Environmental Quality has filed
2-28 its recommendations relating to this Act with the governor, the
2-29 lieutenant governor, and the speaker of the house of
2-30 representatives within the required time.
2-31 (d) All requirements of the constitution and laws of this
2-32 state and the rules and procedures of the legislature with respect
2-33 to the notice, introduction, and passage of this Act are fulfilled
2-34 and accomplished.
2-35 SECTION 5. This Act takes effect immediately if it receives
2-36 a vote of two-thirds of all the members elected to each house, as
2-37 provided by Section 39, Article III, Texas Constitution. If this
2-38 Act does not receive the vote necessary for immediate effect, this
2-39 Act takes effect September 1, 2023.

2-40

* * * * *