

# SENATE AMENDMENTS

2<sup>nd</sup> Printing

By: Morrison

H.B. No. 4704

A BILL TO BE ENTITLED

AN ACT

relating to the taxing authority of Jackson County County-Wide  
Drainage District.

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

SECTION 1. Subsections 14(a), (b) and (f), Chapter 529,  
Acts of the 63rd Legislature, Regular Session, 1973 (Article  
8280-412, Vernon's Texas Civil Statutes), are amended to read as  
follows:

Section 14. (a) On the approval of the majority of the  
electors of the District voting at an election called for that  
purpose, the District may levy and collect ad valorem taxes at a  
rate of not more than 75 cents on each \$100 of assessed valuation to  
be used to pay the principal of and interest on bonds issued by the  
[~~a~~]District and to pay for the operation of the [~~a~~]District and  
maintenance of its property.

(b) Before a tax is levied under this section, the District  
shall hold an election in the District in the manner provided in  
Section 17 of this Act to approve the tax rate. The ballots for the  
election shall be printed to provide for voting for or against the  
proposition: 'The levy and collection of a tax on all property in  
the Jackson County County-Wide Drainage District in an amount of  
not more than [~~75~~]\_\_\_\_(insert the amount prescribed by the election  
order, not to exceed 75 cents) cents on each \$100 of assessed  
valuation.' The proposition for the levy of the tax may be

submitted at [~~a~~]one or more separate elections or it may be submitted at [~~an~~]one or more elections held for other purposes by the District. A maximum rate approved by the electors may be subsequently modified by the District in the same manner provided for in this section.

(f) The assessor and collector of taxes for the District is entitled to a fee for his or her services of not more than one percent of the total tax collected, but not more than [~~\$5,000~~ \$10,000] in any one fiscal year. The board shall determine the exact amount of the fee, and the assessor and collector of taxes for the District shall deduct this fee from the tax payments made to the District. If the county tax assessor and collector is acting as assessor and collector of taxes for the District, he or she shall deposit the fee paid under this subsection in the general fund of the county as a fee of office.

SECTION 2. (a) The legal notice of the intention to introduce this Act, setting forth the general substance of this Act, has been published as provided by law, and the notice and a copy of this Act have been furnished to all persons, agencies, officials, or entities to which they are required to be furnished under Section 59, Article XVI, Texas Constitution, and Chapter 313, Government Code.

(b) The governor, one of the required recipients, has submitted the notice and Act to the Texas Commission on Environmental Quality.

(c) The Texas Commission on Environmental Quality has filed its recommendations relating to this Act with the governor, the

1 lieutenant governor, and the speaker of the house of  
2 representatives within the required time.

3 (d) All requirements of the constitution and laws of this  
4 state and the rules and procedures of the legislature with respect  
5 to the notice, introduction, and passage of this Act are fulfilled  
6 and accomplished.

7 SECTION 3. This Act takes effect immediately if it receives  
8 a vote of two-thirds of all the members elected to each house, as  
9 provided by Section 39, Article III, Texas Constitution. If this  
10 Act does not receive the vote necessary for immediate effect, this  
11 Act takes effect September 1, 2023.

ADOPTED

MAY 21 2023

*Latey Law*  
Secretary of the Senate

By: Joan Huffman

\_\_\_\_.B. No. \_\_\_\_

Substitute the following for \_\_\_\_ .B. No. \_\_\_\_:

By: \_\_\_\_\_

C.S. H.B. No. 4104

A BILL TO BE ENTITLED

1 AN ACT

2 relating to taxing authority of Jackson County County-Wide Drainage  
3 District.

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

5 SECTION 1. Sections 14(a), (b), and (f), Chapter 200, Acts  
6 of the 61st Legislature, Regular Session, 1969, are amended to read  
7 as follows:

8 (a) On the approval of a majority of the electors of the  
9 District voting at an election called for that purpose, the  
10 District may levy and collect an ad valorem [a] tax at a rate of not  
11 more than 75 cents on each \$100 of assessed valuation to be used to  
12 pay the principal of and interest on bonds issued by the District  
13 [~~district~~] and to pay for the operation of the District [~~district~~]  
14 and maintenance of its property.

15 (b) Before a tax is levied under this section, the District  
16 shall hold an election in the District in the manner provided in  
17 Section 17 of this Act to approve the tax rate. The ballots for the  
18 election shall be printed to provide for voting for or against the  
19 proposition: 'The levy and collection of a tax on all property in  
20 the Jackson County County-Wide Drainage District in an amount of  
21 not more than \_\_\_\_ (insert the amount prescribed by the election  
22 order, not to exceed 75 cents) [75] cents on each \$100 of assessed  
23 valuation.' The proposition for the levy of the tax may be  
24 submitted at one or more [a] separate elections [~~election~~] or it may

*[Handwritten signature]*

1 be submitted at one or more elections [~~an election~~] held for other  
2 purposes by the District. A maximum tax rate approved at an  
3 election under this subsection may be modified by the District in  
4 the same manner as provided by this section.

5 (f) The assessor and collector of taxes for the District is  
6 entitled to a fee for the assessor and collector's [~~his~~] services of  
7 not more than one percent of the total tax collected, but not more  
8 than \$10,000 [~~\$5,000~~] in any one fiscal year. The board shall  
9 determine the exact amount of the fee, and the assessor and  
10 collector of taxes for the District shall deduct this fee from the  
11 tax payments made to the District. If the county tax assessor and  
12 collector is acting as assessor and collector of taxes for the  
13 District, the assessor and collector [~~he~~] shall deposit the fee  
14 paid under this subsection in the general fund of the county as a  
15 fee of office.

16 SECTION 2. (a) The legal notice of the intention to  
17 introduce this Act, setting forth the general substance of this  
18 Act, has been published as provided by law, and the notice and a  
19 copy of this Act have been furnished to all persons, agencies,  
20 officials, or entities to which they are required to be furnished  
21 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
22 Government Code.

23 (b) The governor, one of the required recipients, has  
24 submitted the notice and Act to the Texas Commission on  
25 Environmental Quality.

26 (c) The Texas Commission on Environmental Quality has filed  
27 its recommendations relating to this Act with the governor, the

1 lieutenant governor, and the speaker of the house of  
2 representatives within the required time.

3 (d) All requirements of the constitution and laws of this  
4 state and the rules and procedures of the legislature with respect  
5 to the notice, introduction, and passage of this Act are fulfilled  
6 and accomplished.

7 SECTION 3. This Act takes effect immediately if it receives  
8 a vote of two-thirds of all the members elected to each house, as  
9 provided by Section 39, Article III, Texas Constitution. If this  
10 Act does not receive the vote necessary for immediate effect, this  
11 Act takes effect September 1, 2023.

**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION**

**May 22, 2023**

**TO:** Honorable Dade Phelan, Speaker of the House, House of Representatives

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB4704** by Morrison (Relating to taxing authority of Jackson County County-Wide Drainage District.), **As Passed 2nd House**

<b>No fiscal implication to the State is anticipated.</b>
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**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:**

**LBB Staff:** JMc, SD, AF, KDw, BC, DPE

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION**

**May 17, 2023**

**TO:** Honorable Paul Bettencourt, Chair, Senate Committee on Local Government

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB4704** by Morrison (relating to taxing authority of Jackson County County-Wide Drainage District.), **Committee Report 2nd House, Substituted**

<b>No fiscal implication to the State is anticipated.</b>
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**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:**

**LBB Staff:** JMc, AF, KDw, BC, DPE



**LEGISLATIVE BUDGET BOARD**

**Austin, Texas**

**FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION**

**May 15, 2023**

**TO:** Honorable Paul Bettencourt, Chair, Senate Committee on Local Government

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB4704** by Morrison (Relating to the taxing authority of Jackson County County-Wide Drainage District.), **As Engrossed**

<b>No fiscal implication to the State is anticipated.</b>
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**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:**

**LBB Staff:** JMc, AF, KDw, BC, DPE

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION**

**April 7, 2023**

**TO:** Honorable Tracy O. King, Chair, House Committee on Natural Resources

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB4704** by Morrison (Relating to the taxing authority of Jackson County County-Wide Drainage District.), **As Introduced**

<b>No fiscal implication to the State is anticipated.</b>
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**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.

**Source Agencies:**

**LBB Staff:** JMc, KDw, BC, DPE