

1 storm drainage, in aid of those roads, in a defined area established
2 under this section.

3 (c) The district may issue bonds or other obligations as
4 provided by Chapters 49 and 54, Water Code, to finance the
5 construction, acquisition, improvement, maintenance, or operation
6 of projects under Subsection (b) of this section.

7 (d) The district may impose an ad valorem tax on real
8 property in a defined area to pay the principal of or interest on
9 bonds issued under Subsection (c) of this section to finance
10 projects benefiting the defined area.

11 (e) The district may not issue bonds or other obligations
12 secured wholly or partly by ad valorem taxes to finance a project
13 authorized by Subsection (b) of this section unless the issuance is
14 approved by a vote of a two-thirds majority of the voters of the
15 defined area to be benefited by the project as provided by
16 Subchapter J, Chapter 54, Water Code, voting at an election called
17 for that purpose. The simple majority vote approval required by
18 Section 54.808(a), Water Code, does not apply to an election under
19 this subsection.

20 (f) At the time of issuance, the total principal amount of
21 bonds or other obligations issued or incurred to finance projects
22 authorized by Subsection (b) of this section benefiting a defined
23 area may not exceed one-fourth of the assessed value of the real
24 property in the defined area.

25 Sec. 12A. The district may not exercise the power of eminent
26 domain outside the district to acquire a site or easement for a road
27 project authorized by Section 11A(b) of this Act.

1 SECTION 2. (a) The act or proceeding relating to the
2 change of name of the Norchester Municipal Utility District to the
3 Northampton Municipal Utility District is validated and confirmed
4 in all respects.

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

7 (1) is involved in litigation if the litigation
8 ultimately results in the matter being held invalid by a final court
9 judgment; or

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

11 SECTION 3. (a) The legal notice of the intention to
12 introduce this Act, setting forth the general substance of this
13 Act, has been published as provided by law, and the notice and a
14 copy of this Act have been furnished to all persons, agencies,
15 officials, or entities to which they are required to be furnished
16 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
17 Government Code.

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

21 (c) The Texas Commission on Environmental Quality has filed
22 its recommendations relating to this Act with the governor, the
23 lieutenant governor, and the speaker of the house of
24 representatives within the required time.

25 (d) All requirements of the constitution and laws of this
26 state and the rules and procedures of the legislature with respect
27 to the notice, introduction, and passage of this Act are fulfilled

1 and accomplished.

2 SECTION 4. This Act takes effect immediately if it receives
3 a vote of two-thirds of all the members elected to each house, as
4 provided by Section 39, Article III, Texas Constitution. If this
5 Act does not receive the vote necessary for immediate effect, this
6 Act takes effect September 1, 2009._____

Rand Newkumst
President of the Senate

Jim Strawn
Speaker of the House

I hereby certify that S.B. No. 1038 passed the Senate on
April 30, 2009, by the following vote: Yeas 31, Nays 0._____

Datsip Spaw
Secretary of the Senate

I hereby certify that S.B. No. 1038 passed the House on
May 15, 2009, by the following vote: Yeas 144, Nays 0, one present
not voting._____

Robert Haney
Chief Clerk of the House

Approved:

27 MAY '09
Date

RICK PERRY
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
5pm O'CLOCK

MAY 27 2009
Boye Roubin
Secretary of State