

1 AN ACT  
2 relating to the powers and duties of the Aldine Improvement  
3 District; providing authority to impose a tax and issue bonds.

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

5 SECTION 1. The heading to Chapter 3817, Special District  
6 Local Laws Code, is amended to read as follows:

7 CHAPTER 3817. ALDINE [~~COMMUNITY~~] IMPROVEMENT DISTRICT

8 SECTION 2. Section 3817.001(2), Special District Local Laws  
9 Code, is amended to read as follows:

10 (2) "District" means the Aldine [~~Community~~]  
11 Improvement District.

12 SECTION 3. Section 3817.002, Special District Local Laws  
13 Code, is amended to read as follows:

14 Sec. 3817.002. ALDINE [~~COMMUNITY~~] IMPROVEMENT DISTRICT.  
15 The Aldine [~~Community~~] Improvement District is a special district  
16 created under Section 59, Article XVI, Texas Constitution.

17 SECTION 4. Section 3817.052, Special District Local Laws  
18 Code, is amended to read as follows:

19 Sec. 3817.052. APPOINTMENT AND REMOVAL OF DIRECTORS.  
20 Sections 375.064 and 375.065, Local Government Code, govern the  
21 appointment and removal of directors, except that the commissioners  
22 court of Harris County shall appoint the directors of the board. The  
23 commissioners court shall appoint:

24 (1) two directors to be chosen by the commissioners

1 court with terms beginning on June 1, 2005, or the effective date of  
2 this Act; and

3 (2) the remaining directors from a list of persons  
4 nominated by the board, subject to review, and the commissioners  
5 court shall approve or disapprove the directors recommended by the  
6 board. [~~for purposes of this chapter references in those sections~~  
7 ~~to the governing body of the municipality mean the commissioners~~  
8 ~~court of Harris County.]~~

9 SECTION 5. Subchapter D, Chapter 3817, Special District  
10 Local Laws Code, is amended by adding Section 3817.1545 to read as  
11 follows:

12 Sec. 3817.1545. PETITION REQUIRED FOR FINANCING SERVICES  
13 AND IMPROVEMENTS WITH ASSESSMENTS. (a) The board may not finance a  
14 service or improvement project with assessments under this chapter  
15 unless a written petition requesting that service or improvement  
16 has been filed with the board.

17 (b) The petition must be signed by:

18 (1) the owners of 50 percent or more of the assessed  
19 value of real property in the district subject to assessment  
20 according to the most recent certified tax appraisal roll for  
21 Harris County; or

22 (2) the owners of 50 percent or more of the surface  
23 area of real property in the district subject to assessment.

24 (c) Section 375.114, Local Government Code, does not apply  
25 to the district.

26 SECTION 6. Subchapter D, Chapter 3817, Special District  
27 Local Laws Code, is amended by adding Sections 3817.159 and

1 3817.160 to read as follows:

2 Sec. 3817.159. POWERS OF MUNICIPAL UTILITY DISTRICT;  
3 DEFINED AREA; TAXES; BONDS. The district may not exercise the  
4 powers of eminent domain but shall have all the powers of a  
5 municipal utility district under Subchapter J, Chapter 54, Water  
6 Code, including:

7 (1) the implementation of a plan adopted under that  
8 subchapter;

9 (2) the issuance of bonds; and

10 (3) the imposition of a tax in the defined area  
11 established under that subchapter.

12 Sec. 3817.160. TAX INCREMENT ZONE POWERS. Upon the consent  
13 of the governing body of the City of Houston, the district may be  
14 included and participate in a reinvestment zone under Chapter 311,  
15 Tax Code.

16 SECTION 7. Section 3817.105(a), Special District Local Laws  
17 Code, is amended to read as follows:

18 (a) Except as provided by Subsection (b), by either official  
19 action of the governing body of the city with respect to Subdivision  
20 (1) or through the issuance of a permit with respect to Subdivisions  
21 (2) and (3), the district must obtain the approval of the City of  
22 Houston [~~Houston's governing body~~]:

23 (1) for the issuance of a bond for each improvement  
24 project;

25 (2) of the plans and specifications of the improvement  
26 project financed by the bond; and

27 (3) of the plans and specifications of any district

1 improvement project related to the use of land owned by Harris  
2 County, an easement granted by Harris County, or a right-of-way of a  
3 street, road, or highway.

4 SECTION 8. This Act takes effect immediately if it receives  
5 a vote of two-thirds of all the members elected to each house, as  
6 provided by Section 39, Article III, Texas Constitution. If this  
7 Act does not receive the vote necessary for immediate effect, this  
8 Act takes effect September 1, 2005.

David Swihurst

President of the Senate

Jim Caddick

Speaker of the House

I certify that H.B. No. 3550 was passed by the House on May 13, 2005, by the following vote: Yeas 142, Nays 0, 2 present, not voting.

Robert Haney  
Chief Clerk of the House

I certify that H.B. No. 3550 was passed by the Senate on May 25, 2005, by the following vote: Yeas 31, Nays 0.

Daisy Law  
Secretary of the Senate

APPROVED: 18 JUNE '05

Date

Rick Warren  
Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
12:20 PM O'CLOCK  
Roger Williams  
Secretary of State