AN AC

- 2 relating to the addition of road district powers to the Fort Bend
- 3 County Municipal Utility District No. 134.
- 4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
- 5 SECTION 1. Chapter 1342, Acts of the 77th Legislature,
- 6 Regular Session, 2001, is amended by adding Section 3.015 to read as
- 7 follows:
- 8 Sec. 3.015. ROAD PROJECTS. (a) To the extent authorized
- 9 by Section 52, Article III, Texas Constitution, the district may
- 10 construct, acquire, improve, maintain, or operate macadamized,
- 11 graveled, or paved roads or turnpikes, or improvements in aid of
- those roads or turnpikes, inside the district.
- 13 (b) A road project must meet all applicable construction
- 14 standards, zoning and subdivision requirements, and regulatory
- ordinances of the municipality or county in whose jurisdiction the
- 16 district is located.
- 17 (c) The district may not undertake a road project unless
- 18 <u>each municipality</u> or county in whose jurisdiction the district is
- 19 <u>located consents by ordinance or resolution.</u>
- 20 (d) If the district exercises the power of eminent domain
- 21 for a road project authorized by this section, the district may use
- 22 the power of eminent domain only to acquire land, an easement, or a
- 23 right-of-way inside district boundaries.
- SECTION 2. Chapter 1342, Acts of the 77th Legislature,

- 1 Regular Session, 2001, is amended by adding Section 5.015 to read as
- 2 follows:
- 3 Sec. 5.015. AUTHORITY TO ISSUE BONDS AND OTHER OBLIGATIONS
- 4 FOR ROAD PROJECTS; TAX. (a) The district may issue bonds or other
- 5 obligations as provided by Chapters 49 and 54, Water Code, to
- 6 finance, or assist in the financing of, projects under Section
- 7 3.015 of this Act.
- 8 (b) The district may not issue bonds or other obligations
- 9 under Subsection (a) of this section unless the issuance is
- 10 approved by a vote of a two-thirds majority of the voters of the
- 11 <u>district voting at an election called for that purpose.</u>
- (c) Bonds or other obligations issued or incurred by the
- 13 district under this section may not exceed one-fourth of the
- 14 assessed value of the real property in the district.
- (d) Sections 49.181 and 49.182, Water Code, do not apply to
- 16 a road project undertaken by the district under Section 3.015 of
- 17 this Act or to bonds issued by the district to finance the project.
- (e) The district may impose an ad valorem tax to pay the
- 19 principal of or interest on bonds issued under this section.
- SECTION 3. This Act takes effect immediately if it receives
- 21 a vote of two-thirds of all the members elected to each house, as
- 22 provided by Section 39, Article III, Texas Constitution. If this
- 23 Act does not receive the vote necessary for immediate effect, this
- 24 Act takes effect September 1, 2005.

President of the Senate Speaker of the House I hereby certify that S.B. No. 1872 passed the Senate on May 12, 2005, by the following vote: Yeas 31, Nays 0; and that the Senate concurred in House amendment on May 27, 2005, by the following vote: Yeas 29, Nays 0.__ Secreta of the Senate I hereby certify that S.B. No. 1872 passed the House, with amendment, on May 25, 2005, by the following vote: Yeas 144, Nays 0, two present not voting.___ of the House Approved:

FILED IN THE OFFICE OF THE
SECRETARY OF STATE

A: 10 PM O'CLOCK

JUN 17 2005

Secretary of State Carry

Secretary of State

Governor