

CHAPTER 12

H.B. No. 701

1 AN ACT
2 relating to the Corn Hill Regional Water Authority; providing
3 authority to impose fees and taxes.

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

5 SECTION 1. Section 8364.004(c), Special District Local Laws
6 Code, is amended to read as follows:

7 (c) The authority is created to accomplish:

8 (1) the control, storage, conservation, preservation,
9 distribution, and use of water for domestic, industrial, municipal,
10 and all other useful purposes as provided by Section 59, Article
11 XVI, Texas Constitution;

12 (2) the reclamation and drainage of the district's
13 overflowed lands and other lands needing drainage;

14 (3) the control, abatement, and change of any shortage
15 or harmful excess of water; and

16 (4) the protection, preservation, and restoration of
17 the purity and sanitary condition of water within the state.

18 SECTION 2. Subchapter B, Chapter 8364, Special District
19 Local Laws Code, is amended by adding Section 8364.052 to read as
20 follows:

21 Sec. 8364.052. EX OFFICIO DIRECTORS. (a) At any time, the
22 board may by resolution:

23 (1) appoint a nonvoting ex officio director to serve
24 at the pleasure of the board; and

1 (2) remove an ex officio director.

2 (b) An ex officio director:

3 (1) is entitled to all notices and information given
4 to and accessible to a director; and

5 (2) may attend and participate in any board meeting.

6 SECTION 3. Section 8364.072(a), Special District Local Laws
7 Code, is amended to read as follows:

8 (a) A municipality, county, or other political subdivision
9 may petition the board to add that municipality, county, or other
10 political subdivision as a member entity.

11 SECTION 4. Section 8364.103, Special District Local Laws
12 Code, is amended to read as follows:

13 Sec. 8364.103. MUNICIPAL UTILITY DISTRICT POWERS AND
14 DUTIES; LIMITATIONS. (a) Except as provided by Subsection
15 [~~Subsections~~] (b) [~~and (c)~~], the authority has the powers and
16 duties provided by the general law of this state, including
17 Chapters 49 and 54, Water Code, applicable to municipal utility
18 districts created under Section 59, Article XVI, Texas
19 Constitution.

20 (b) The authority may not provide [~~wastewater, drainage,~~]
21 solid waste disposal[~~7~~] or road facilities or services.

22 [~~(c) The authority does not have any power that the member~~
23 ~~entities do not have.~~]

24 SECTION 5. Section 8364.151(a), Special District Local Laws
25 Code, is amended to read as follows:

26 (a) For any authorized authority purpose, the authority may
27 issue bonds or other obligations payable wholly or partly from

1 revenue of the authority's water system, sanitary sewer system, or
2 drainage system, including revenue from contracts with member
3 entities or customers, or any combination of those sources of
4 revenue.

5 SECTION 6. Subchapter D, Chapter 8364, Special District
6 Local Laws Code, is amended by adding Section 8364.153 to read as
7 follows:

8 Sec. 8364.153. FUNDING BY MEMBERS. Under a contract with
9 the authority, a member entity may make payments from any of the
10 member entity's sources of revenue, including ad valorem taxes,
11 impact fees, grants, sales and use taxes, and any other source to
12 provide money for the administrative and operating expenses of the
13 authority.

14 SECTION 7. (a) The legal notice of the intention to
15 introduce this Act, setting forth the general substance of this
16 Act, has been published as provided by law, and the notice and a
17 copy of this Act have been furnished to all persons, agencies,
18 officials, or entities to which they are required to be furnished
19 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
20 Government Code.

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

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

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

5 SECTION 8. This Act takes effect immediately if it receives
6 a vote of two-thirds of all the members elected to each house, as
7 provided by Section 39, Article III, Texas Constitution. If this
8 Act does not receive the vote necessary for immediate effect, this
9 Act takes effect September 1, 2013.

David Dewhurst
President of the Senate

Joe Straus
Speaker of the House

I certify that H.B. No. 701 was passed by the House on April 11, 2013, by the following vote: Yeas 143, Nays 1, 2 present, not voting.

Robert Honey
Chief Clerk of the House

I certify that H.B. No. 701 was passed by the Senate on April 25, 2013, by the following vote: Yeas 30, Nays 0.

Patsy Spaw
Secretary of the Senate

APPROVED: 10 May 13
Date

RICK PERRY
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
5:30 PM O'CLOCK
MAY 10 2013
[Signature]
Secretary of State