Sec. 39.112. NOTICE OF EXPIRATION AND PRICE CHANGE. (a) In this section, “fixed rate product” means a retail electric product with a term of at least three months for which the price for each billing period, including recurring charges, does not change throughout the term of the contract, except that the price may vary to reflect actual changes in transmission and distribution utility charges, changes to ERCOT or Texas Regional Entity administrative fees charged to loads, or changes to federal, state, or local laws that result in new or modified fees or costs that are not within the retail electric provider’s control.

(b) A retail electric provider shall provide a residential customer who has a fixed rate product with at least one written notice of the date the fixed rate product will expire. The notice must:

(1) be sent to the customer’s billing address by mail at least 30, but not more than 60, days preceding the date the contract will expire;

(2) be sent to the customer’s e-mail address, if available to the provider and if the customer has agreed to receive notices electronically, at least 30, but not more than 60, days preceding the date the contract will expire;

(3) include on the outside of the envelope in which the notice is sent, a statement that reads: “Contract Expiration Notice. See Enclosed.”;

(4) if included with a customer’s bill, be printed on a separate page; and

(5) include a description of any fees or charges associated with the early termination of the customer’s fixed rate product.

(c) A retail electric provider shall include on each billing statement the end date of the fixed rate product.

(d) No provision in this section shall be construed to prohibit the commission from adopting rules that would provide a greater degree of customer protection.

SECTION 6. The Public Utility Commission of Texas shall adopt rules consistent with this Act not later than December 1, 2009.

SECTION 7. This Act takes effect September 1, 2009.

President of the Senate Speaker of the House
Passed by the House on March 26, 2009: Yeas 146, Nays 0, 1 present, not voting; the House concurred in Senate amendments to H.B. No. 1822 on May 29, 2009: Yeas 138, Nays 0, 1 present, not voting; passed by the Senate, with amendments, on May 26, 2009: Yeas 31, Nays 0.

Approved June 19, 2009.
Effective September 1, 2009.

CHAPTER 649

H.B. No. 1841

AN ACT
relating to the creation of the XS Ranch Municipal Utility District; providing authority to impose a tax and issue bonds; granting a limited power of eminent domain.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Subtitle F, Title 6, Special District Local Laws Code, is amended by adding Chapter 8306 to read as follows:

CHAPTER 8306. XS RANCH MUNICIPAL UTILITY DISTRICT

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 8306.001. DEFINITIONS. In this chapter:

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"Board" means the district's board of directors.

"Commission" means the Texas Commission on Environmental Quality.

"Director" means a board member.

"District" means the XS Ranch Municipal Utility District.

Sec. 8306.002. NATURE OF DISTRICT. The district is a municipal utility district created under Section 59, Article XVI, Texas Constitution.

Sec. 8306.003. CONFIRMATION AND DIRECTORS' ELECTION REQUIRED. The temporary directors shall hold an election to confirm the creation of the district and to elect five permanent directors as provided by Section 49.102, Water Code.

Sec. 8306.004. CONSENT OF MUNICIPALITY REQUIRED. The temporary directors may not hold an election under Section 8306.003 until each municipality in whose corporate limits or extraterritorial jurisdiction the district is located, including the City of Bastrop, has consented by ordinance or resolution to the creation of the district and to the inclusion of land in the district.

Sec. 8306.005. FINDINGS OF PUBLIC PURPOSE AND BENEFIT. (a) The district is created to serve a public purpose and benefit.

(b) The district is created to accomplish the purposes of:

(1) a municipal utility district as provided by general law and Section 59, Article XVI, Texas Constitution; and

(2) Section 52, Article III, Texas Constitution, that relate to the construction, acquisition, improvement, operation, or maintenance of macadamized, graveled, or paved roads, or improvements, including storm drainage, in aid of those roads.

Sec. 8306.006. INITIAL DISTRICT TERRITORY. (a) The district is initially composed of the territory described by Section 2 of the Act creating this chapter.

(b) The boundaries and field notes contained in Section 2 of the Act creating this chapter form a closure. A mistake made in the field notes or in copying the field notes in the legislative process does not affect the district's:

(1) organization, existence, or validity;

(2) right to issue any type of bond for the purposes for which the district is created or to pay the principal of and interest on a bond;

(3) right to impose a tax; or

(4) legality or operation.

[Sections 8306.007-8306.050 reserved for expansion]

SUBCHAPTER B. BOARD OF DIRECTORS

Sec. 8306.051. GOVERNING BODY; TERMS. (a) The district is governed by a board of five elected directors.

(b) Except as provided by Section 8306.052, directors serve staggered four-year terms.

Sec. 8306.052. TEMPORARY DIRECTORS. (a) The temporary board consists of:

(1) Mark Engels;

(2) Mark Oldemeyer;

(3) James Michael Suleste, Jr.;

(4) William Faust; and

(5) Don Montague.

(b) Temporary directors serve until the earlier of:

(1) the date permanent directors are elected under Section 8306.003; or

(2) the fourth anniversary of the effective date of the Act creating this chapter.
(c) If permanent directors have not been elected under Section 8306.003 and the terms of the temporary directors have expired, successor temporary directors shall be appointed or reappointed as provided by Subsection (d) to serve terms that expire on the earlier of:

1. the date permanent directors are elected under Section 8306.003; or
2. the fourth anniversary of the date of the appointment or reappointment.

(d) If Subsection (c) applies, the owner or owners of a majority of the assessed value of the real property in the district may submit a petition to the commission requesting that the commission appoint as successor temporary directors the five persons named in the petition. The commission shall appoint as successor temporary directors the five persons named in the petition.

[Sections 8306.053–8306.100 reserved for expansion]
(c) If the district does not enter into a contract under this section before the later of September 1, 2009, or the 30th day after the effective date of the Act creating this chapter, the board, at the board's sole discretion, may adopt an order dissolving the district if the district has no assets or obligations. If an order dissolving the district is adopted under this subsection, an original or certified copy of the order must be filed with the commission and in the real property records of any county in which the district is located.

Sec. 8306.107. EFFECT OF CHAPTER ON CITY OF BASTROP. Nothing in this chapter abrogates, diminishes, or otherwise alters any rights, powers, privileges, or functions of the City of Bastrop provided by the general law of this state, including Chapter 42, Local Government Code, and Chapter 54, Water Code, related to the creation of special districts in its extraterritorial jurisdiction.

Sec. 8306.108. LIMITATION ON USE OF EMINENT DOMAIN. The district may not exercise the power of eminent domain outside the district to acquire a site or easement for:

(1) a road project authorized by Section 8306.103; or
(2) a recreational facility as defined by Section 49.462, Water Code.

Sec. 8306.109. DIVISION OF DISTRICT. (a) The district may be divided into two or more new districts only if:

(1) the district has no outstanding bonded debt;
(2) the district is not imposing ad valorem taxes; and
(3) the requirements of Subsection (i) are satisfied.

(b) This chapter applies to any new district created by the division of the district, and a new district has all the powers and duties of the district.

(c) Any new district created by the division of the district may not, at the time the new district is created, contain any land outside the area described by Section 2 of the Act creating this chapter.

(d) The board, on its own motion or on receipt of a petition signed by the owner or owners of a majority of the assessed value of the real property in the district, may adopt an order dividing the district.

(e) The board may adopt an order dividing the district before or after the date the board holds an election under Section 8306.003 to confirm the district's creation.

(f) An order dividing the district shall:

(1) name each new district;
(2) include the metes and bounds description of the territory of each new district;
(3) appoint temporary directors for each new district; and
(4) provide for the division of assets and liabilities between or among the new districts.

(g) On or before the 30th day after the date of adoption of an order dividing the district, the district shall file the order with the commission and record the order in the real property records of each county in which the district is located.

(h) Any new district created by the division of the district shall hold a confirmation and directors' election as required by Section 8306.003.

(i) If the district is located wholly or partly in the corporate limits or the extraterritorial jurisdiction of a municipality, the district may not divide under this section unless the municipality by resolution or ordinance first consents to the division of the district. If the district is not located wholly or partly in the corporate limits or the extraterritorial jurisdiction of a municipality, the district may not divide under this section unless the commissioners court of each county in which the district is wholly or partly located first adopts a resolution or order in support of the division of the district.

(j) Any new district created by the division of the district must hold an election as required by this chapter to obtain voter approval before the district may impose a maintenance tax or issue bonds payable wholly or partly from ad valorem taxes.

[Sections 8306.110–8306.150 reserved for expansion]
SUBCHAPTER D. GENERAL FINANCIAL PROVISIONS

Sec. 8306.151. ELECTIONS REGARDING TAXES OR BONDS. (a) The district may issue, without an election, bonds and other obligations secured by:

(1) revenue other than ad valorem taxes; or
(2) contract payments described by Section 8306.153.

(b) The district must hold an election in the manner provided by Chapters 49 and 54, Water Code, to obtain voter approval before the district may impose an ad valorem tax or issue bonds payable from ad valorem taxes.

(c) The district may not issue bonds payable from ad valorem taxes to finance a road project unless the issuance is approved by a vote of a two-thirds majority of the district voters voting at an election held for that purpose.

Sec. 8306.152. OPERATION AND MAINTENANCE TAX. (a) If authorized at an election held under Section 8306.151, the district may impose an operation and maintenance tax on taxable property in the district in accordance with Section 49.107, Water Code.

(b) The board shall determine the tax rate. The rate may not exceed the rate approved at the election.

Sec. 8306.153. CONTRACT TAXES. (a) In accordance with Section 49.108, Water Code, the district may impose a tax other than an operation and maintenance tax and use the revenue derived from the tax to make payments under a contract after the provisions of the contract have been approved by a majority of the district voters voting at an election held for that purpose.

(b) A contract approved by the district voters may contain a provision stating that the contract may be modified or amended by the board without further voter approval.

[Sections 8306.154–8306.200 reserved for expansion]
AND RECORDED IN DOCUMENT NO. 200619026 OF THE OFFICIAL PUBLIC RECORDS OF BASTROP COUNTY, TEXAS;

PART OF A 200.00 ACRE TRACT CONVEYED TO XS RANCH FUND VI, L.P. IN A SPECIAL WARRANTY DEED WITH VENDOR'S LIEN DATED DECEMBER 19, 2006 AND RECORDED IN DOCUMENT NO. 200619025 OF THE OFFICIAL PUBLIC RECORDS OF BASTROP COUNTY, TEXAS; (THE 200.00 ACRE TRACT LIES WITHIN THE 5566.770 ACRE TRACT)

PART OF A 758.026 ACRE TRACT AND PART OF A 1164.571 ACRE TRACT CONVEYED TO XS RANCH FUND VI, L.P. IN A SPECIAL WARRANTY DEED DATED JUNE 4, 2007 AND RECORDED IN DOCUMENT NO. 200708067 OF THE OFFICIAL PUBLIC RECORDS OF BASTROP COUNTY, TEXAS;

PART OF A 885.050 ACRE TRACT CONVEYED TO XS RANCH FUND VI, L.P. IN A SPECIAL WARRANTY DEED DATED NOVEMBER 9, 2007 AND RECORDED IN DOCUMENT NO. 200716605 OF THE OFFICIAL PUBLIC RECORDS OF BASTROP COUNTY, TEXAS;

AND ALL OF A 1.604 ACRE TRACT CONVEYED TO XS RANCH FUND VI, L.P. IN A SPECIAL WARRANTY DEED DATED DECEMBER 22, 2008 AND RECORDED IN DOCUMENT NO. 200816524 OF THE OFFICIAL PUBLIC RECORDS OF BASTROP COUNTY, TEXAS;

EXCLUDING THE PORTION OF THE UNION PACIFIC RAILROAD RIGHT-OF-WAY (100' WIDTH, 5.595 AC.), WITHIN THE HEREIN DESCRIBED TRACT;

SAID 2902.685 ACRES BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGINNING at a 1/2" rebar found in the west right-of-way line of State Highway No. 95 (100' right-of-way width), for the northernmost corner of the 2.064 acre tract;

THENCE South 04'45'50" West, with the west right-of-way line of State Highway No. 95, a distance of 2204.79 feet to a 1/2" iron pipe found for the southeast corner of the said 6.114 acre tract, being also the northeast corner of an apparent 100' wide railroad reservation described in Volume 1387, Page 49 of the Deed Records of Bastrop County, Texas;

THENCE South 38'26'28" West, with the south line of the 6.114 acre tract and the north line of said railroad strip, crossing the Union Pacific 100' right-of-way, a distance of 632.19 feet to a calculated point in the west line of the Union Pacific 100' right-of-way, being also in the east line of the said 5566.770 acre tract;

THENCE South 07'14'40" West, with the west line of the 100' right-of-way and the east line of the 5566.770 acre tract, a distance of 702.55 feet to a 5/8" rebar found for the northeast corner of a 90.021 acre tract described in Volume 280, Page 26 of the Deed Records of Bastrop County, Texas, for an angle point in the east line of the 5566.770 acre tract;

THENCE with the common line of the 5566.770 acre tract and the 90.021 acre tract, the following two (2) courses:

1. South 41°59'17" West, a distance of 3559.00 feet to a 1/2" rebar with cap set;
2. South 48°00'02" East, a distance of 1696.00 feet to a 1/2" rebar with cap set in the west line of a 100.714 acre tract described in Volume 276, Page 639 of the Deed Records of Bastrop County, Texas;

THENCE South 41°50'22" West with the common line of the 5566.770 acre tract and the 100.714 acre tract, a distance of 2626.45 feet to a calculated point;

THENCE over and across the 5566.770 acre tract, the following twenty-three (23) courses:

1. North 67°20'47" West, a distance of 1033.52 feet to a calculated point;
2. South 59°02'10" West, a distance of 246.73 feet to a calculated point;
3. North 51°53'33" West, a distance of 1645.53 feet to a calculated point;
4. North 09°48'51" West, a distance of 381.67 feet to a calculated point;
5. North 56°27'50" West, a distance of 840.67 feet to a calculated point;
6. North 49°26'19" East, a distance of 1289.96 feet to a calculated point;
7. North 10°57'15" West, a distance of 534.42 feet to a calculated point;
8. North 54°51'57" East, a distance of 279.40 feet to a calculated point;
9. South 74°44'42" East, a distance of 578.94 feet to a calculated point;
10. North 85°24'00" East, a distance of 738.63 feet to a calculated point;
11. North 65°54'29" East, a distance of 1140.23 feet to a calculated point;
12. North 27°07'17" West, a distance of 389.83 feet to a calculated point;
13. North 43°07'42" East, a distance of 916.04 feet to a calculated point;
14. North 07°23'10" West, a distance of 360.23 feet to a calculated point;
15. North 28°42'49" East, a distance of 1078.89 feet to a calculated point;
16. North 87°11'37" East, a distance of 421.70 feet to a calculated point;
17. North 16°31'05" West, a distance of 1395.30 feet to a calculated point;
18. With a curve to the right, having a radius of 1600.00 feet, a delta angle of 35°22'30",
    an arc length of 987.86 feet, and a chord which bears South 75°05'01" West, a distance of
    972.24 feet to a calculated point;
19. North 87°13'44" West, a distance of 714.34 feet to a calculated point;
20. With a curve to the left, having a radius of 900.00 feet, a delta angle of 13°33'08",
    an arc length of 212.88 feet, and a chord which bears South 85°59'42" West, a distance of
    212.38 feet to a calculated point;
21. South 79°13'08" West, a distance of 476.34 feet to a calculated point;
22. With a curve to the right, having a radius of 700.00 feet, a delta angle of 73°16'03",
    an arc length of 835.38 feet to a calculated point;
23. North 27°30'49" West, a distance of 466.30 feet to a 1/2" rebar with cap set for the
    northeast corner of a 772.304 acre tract described in Volume 819, Page 733 of the Deed
    Records of Bastrop County, Texas;

THENCE, with the common line of the 5566.770 acre tract and the 772.304 acre tract, the
    following three (3) courses:
1. North 47°23'16" West, a distance of 3253.08 feet to a fence corner post found;
2. South 44°09'12" West, a distance of 409.37 feet to a fence corner post found;
3. North 46°44'34" West, a distance of 1200.96 feet to a fence corner post found;

THENCE over and across the 5566.770 acre tract, the 758.026 acre tract, and the 160.346
    acre tract the following twenty-three (23) courses:
1. South 65°45'02" West, a distance of 660.48 feet to a calculated point;
2. With a curve to the right, having a radius of 900.00 feet, a delta angle of 42°24'14",
    an arc length of 666.08 feet, and a chord which bears South 86°57'09" West, a distance of
    650.98 feet to a calculated point;
3. North 71°50'44" West, a distance of 500.53 feet to a calculated point;
4. With a curve to the left, having a radius of 1900.00 feet, a delta angle of 18°28'28",
    an arc length of 612.64 feet, and a chord which bears North 81°04'58" West, a distance of
    609.99 feet to a calculated point;
5. South 89°40'48" West, a distance of 664.30 feet to a calculated point;
6. With a curve to the right, having a radius of 1600.00 feet, a delta angle of 38°47'12",
    an arc length of 1088.13 feet, and a chord which bears North 70°55'36" West, a distance of
    1062.57 feet to a calculated point;
7. North 51°32'00" West, a distance of 641.28 feet to a calculated point;
8. With a curve to the left, having a radius of 1100.00 feet, a delta angle of 74°20'28",
    an arc length of 1427.24 feet, and a chord which bears North 88°42'14" West, a distance of
    1329.22 feet to a calculated point;
9. South 54°07'33" West, a distance of 431.02 feet to a calculated point;
10. With a curve to the left, having a radius of 900.00 feet, a delta angle of 58°45'19"., an arc length of 922.93 feet, and a chord which bears South 24°44'53". West, a distance of 883.01 feet to a calculated point;
11. South 04°37'46" East, a distance of 806.43 feet to a calculated point;
12. With a curve to the right, having a radius of 1100.00 feet, a delta angle of 29°21'45", an arc length of 563.72 feet, and a chord which bears South 10°03'06" West, a distance of 557.57 feet to a calculated point;
13. South 24°43'59" West, a distance of 380.75 feet to a calculated point;
14. South 56°24'48" East, a distance of 1809.63 feet to a calculated point;
15. South 03°40'04" West, a distance of 1811.55 feet to a calculated point;
16. North 82°56'00" East, a distance of 816.20 feet to a calculated point;
17. South 10°03'06" West, a distance of 428.88 feet to a calculated point;
18. South 24°43'59" West, a distance of 779.06 feet to a calculated point;
2. North 56°48'32" West, a distance of 172.52 feet to a calculated point;
3. North 34°12'07" West, a distance of 315.00 feet to a calculated point;
4. North 17°49'08" West, a distance of 194.48 feet to a calculated point;
5. North 00°42'03" West, a distance of 330.38 feet to a calculated point;
6. North 05°51'25" East, a distance of 216.57 feet to a calculated point;
7. North 34°17'46" East, a distance of 328.17 feet to a calculated point;
8. North 78°35'08" East, a distance of 86.26 feet to a calculated point;
9. North 25°25'50" East, a distance of 805.50 feet to a calculated point;
10. North 19°28'15" East, a distance of 922.47 feet to a calculated point;
11. North 19°50'23" East, a distance of 477.86 feet to a calculated point;
12. North 21°15'22" East, a distance of 606.54 feet to a calculated point;
13. North 23°34'42" East, a distance of 654.28 feet to a calculated point;
14. North 17°12'19" East, a distance of 788.35 feet to a calculated point;
15. North 16°03'41" East, a distance of 419.54 feet to a calculated point;
16. North 21°34'10" East, a distance of 234.05 feet to a calculated point;
17. North 09°53'29" East, a distance of 465.10 feet to a calculated point;

THENCE over and across the 5566.770 acre tract, the 200.00 acre XS Ranch Fund tract, and the said 92.556 acre tract, the following thirty-six (36) courses:
1. South 88°55'07" East, a distance of 374.38 feet to a calculated point;
2. South 24°24'39" East, a distance of 920.75 feet to a calculated point;
3. South 79°09'15" East, a distance of 1405.31 feet to a calculated point;
4. North 37°48'57" East, a distance of 547.00 feet to a calculated point;
5. North 78°13'54" East, a distance of 790.57 feet to a calculated point;
6. South 85°25'34" East, a distance of 743.88 feet to a calculated point;
7. North 25°05'23" East, a distance of 584.78 feet to a calculated point;
8. With a curve to the right, having a radius of 3100.00 feet, a delta angle of 45°46'39",
an arc length of 2476.80 feet, and a chord which bears North 42°01'18" West, a distance
of 2411.45 feet to a calculated point;
9. North 19°07'58" West, a distance of 656.27 feet to a calculated point;
10. With a curve to the right, having a radius of 1100.00 feet, a delta angle of 76°28'22",
an arc length of 1468.17 feet, and a chord which bears North 19°06'13" East, a distance
of 1361.60 feet to a calculated point;
11. North 57°20'24" East, a distance of 242.50 feet to a calculated point;
12. North 37°30'15" West, a distance of 500.90 feet to a calculated point;
13. South 57°45'27" West, a distance of 478.16 feet to a calculated point;
14. South 27°19'56" West, a distance of 623.35 feet to a calculated point;
15. South 42°59'51" West, a distance of 629.53 feet to a calculated point;
16. South 70°39'55" West, a distance of 375.85 feet to a calculated point;
17. South 22°59'19" West, a distance of 223.04 feet to a calculated point;
18. South 17°47'02" East, a distance of 692.62 feet to a calculated point;
19. South 30°57'50" West, a distance of 290.24 feet to a calculated point;
20. North 69°13'40" West, a distance of 385.96 feet to a calculated point;
21. North 40°36'05" West, a distance of 516.27 feet to a calculated point;
22. North 13°39'40" East, a distance of 922.05 feet to a calculated point;
23. North 70°31'47" East, a distance of 653.33 feet to a calculated point;
24. North 18°06'14" West, a distance of 340.39 feet to a calculated point;
25. South 68°59'25" West, a distance of 919.78 feet to a calculated point;
26. North 56°48'32" West, a distance of 172.52 feet to a calculated point;
27. North 34°12'07" West, a distance of 315.00 feet to a calculated point;
28. North 17°49'08" West, a distance of 194.48 feet to a calculated point;
29. North 00°42'03" West, a distance of 330.38 feet to a calculated point;
30. North 05°51'25" East, a distance of 216.57 feet to a calculated point;
31. North 34°17'46" East, a distance of 328.17 feet to a calculated point;
32. North 78°35'08" East, a distance of 86.26 feet to a calculated point;
33. North 25°25'50" East, a distance of 805.50 feet to a calculated point;
34. North 19°28'15" East, a distance of 922.47 feet to a calculated point;
35. North 19°50'23" East, a distance of 477.86 feet to a calculated point;
36. North 21°15'22" East, a distance of 606.54 feet to a calculated point;
26. North 24°46'31" West, a distance of 445.42 feet to a calculated point;
27. North 63°26'06" East, a distance of 1168.67 feet to a calculated point;
28. South 82°49'32" East, a distance of 896.76 feet to a calculated point;
29. North 14°02'10" East, a distance of 153.92 feet to a calculated point;
30. North 67°58'22" West, a distance of 879.26 feet to a calculated point;
31. North 12°12'02" West, a distance of 471.06 feet to a calculated point;
32. North 87°14'27" West, a distance of 517.02 feet to a calculated point;
33. South 06°23'14" West, a distance of 838.95 feet to a calculated point;
34. South 66°53'37" West, a distance of 507.35 feet to a calculated point;
35. North 22°22'48" West, a distance of 686.34 feet to a calculated point;
36. North 53°53'58" West, a distance of 1429.66 feet to a calculated point in the 
centerline of Wilbarger Creek, being the southwest line of the 5566.770 acre tract, and 
the northeast line of a 120.01 acre tract described in Volume 1023, Page 237 of the Deed 
Records of Travis County, Texas;

THENCE with the centerline of Wilbarger Creek, being the southwest line of the 5566.770 
acre tract, and the northeast line of the 120.01 acre tract, the following nine (9) courses:
1. North 06°03'43" West, a distance of 397.88 feet to a calculated point;
2. North 67°16'36" West, a distance of 108.33 feet to a calculated point;
3. South 75°45'13" West, a distance of 428.01 feet to a calculated point;
4. North 79°09'13" West, a distance of 537.38 feet to a calculated point;
5. North 50°52'06" West, a distance of 392.75 feet to a calculated point;
6. North 39°13'33" West, a distance of 286.04 feet to a calculated point;
7. North 37°23'11" West, a distance of 329.57 feet to a calculated point;
8. North 46°00'34" West, a distance of 289.79 feet to a calculated point;
9. North 42°25'33" West, a distance of 290.86 feet to a calculated point;

THENCE over and across the 5566.770 acre tract, the 54.912 acre tract, the 885.050 acre 
tract, the 19.149 acre tract, the 758.025 acre tract, the 507.061 acre tract, the 112.676 acre 
tract, and the 1164.571 acre tract, the following forty (40) courses:
1. North 09°08'59" East, a distance of 1504.58 feet to a calculated point;
2. North 72°10'52" West, a distance of 1581.36 feet to a calculated point;
3. North 17°49'08" East, a distance of 445.94 feet to a calculated point;
4. North 47°07'16" East, a distance of 498.98 feet to a calculated point;
5. North 37°02'15" West, a distance of 1145.83 feet to a calculated point;
6. North 15°11'43" East, a distance of 470.98 feet to a calculated point;
7. North 90°00'00" East, a distance of 230.06 feet to a calculated point;
8. South 30°57'50" East, a distance of 752.54 feet to a calculated point;
9. South 88°50'34" East, a distance of 555.63 feet to a calculated point;
10. South 10°36'04" East, a distance of 1067.53 feet to a calculated point;
11. South 22°24'35" West, a distance of 608.05 feet to a calculated point;
12. South 72°10'52" East, a distance of 518.87 feet to a calculated point;
13. North 19°55'06" East, a distance of 778.72 feet to a calculated point;
14. North 88°46'47" East, a distance of 377.41 feet to a calculated point;
15. South 37°05'34" East, a distance of 822.20 feet to a calculated point;
16. South 11°34'03" West, a distance of 1499.22 feet to a calculated point;
17. South 58°11'35" East, a distance of 2102.28 feet to a calculated point;
18. North 35°16'52" East, a distance of 1115.32 feet to a calculated point;
19. South 57°36'43" East, a distance of 1363.00 feet to a calculated point;
20. North 71°33′54″ East, a distance of 1095.63 feet to a calculated point;
21. With a curve to the left, having a radius of 850.00 feet, a delta angle of 36°17′42″, an arc length of 538.45 feet, and a chord which bears North 53°25′03″ East, a distance of 529.49 feet to a calculated point;
22. North 35°16′12″ East, a distance of 522.33 feet to a calculated point;
23. With a curve to the right, having a radius of 650.00 feet, a delta angle of 43°22′31″, an arc length of 492.08 feet, and a chord which bears North 56°57′27″ East, a distance of 450.41 feet to a calculated point;
24. With a curve to the left, having a radius of 850.00 feet, a delta angle of 45°59′56″, an arc length of 682.41 feet, and a chord which bears North 55°38′44″ East, a distance of 664.23 feet to a calculated point;
25. With a curve to the right, having a radius of 650.00 feet, a delta angle of 15°53′36″, an arc length of 180.30 feet, and a chord which bears North 40°35′34″ East, a distance of 179.73 feet to a calculated point;
26. North 48°32′22″ East, a distance of 243.99 feet to a calculated point;
27. South 87°53′37″ East, a distance of 705.41 feet to a calculated point;
28. North 40°45′57″ East, a distance of 2136.64 feet to a calculated point;
29. With a curve to the left, having a radius of 1900.00 feet, a delta angle of 22′14′16″, an arc length of 737.44 feet, and a chord which bears North 29′38′49″ East, a distance of 732.82 feet to a calculated point;
30. With a curve to the right, having a radius of 1600.00 feet, a delta angle of 12′12′03″, an arc length of 340.71 feet, and a chord which bears North 24°37′42″ East, a distance of 340.07 feet to a calculated point;
31. North 62°06′07″ West, a distance of 218.71 feet to a calculated point;
32. North 79°22′49″ West, a distance of 1163.84 feet to a calculated point;
33. North 52°01′42″ West, a distance of 606.47 feet to a calculated point;
34. North 25°58′28″ West, a distance of 1517.59 feet to a calculated point;
35. North 65°15′38″ West, a distance of 1309.58 feet to a calculated point;
36. North 36°31′44″ West, a distance of 651.51 feet to a calculated point;
37. North 07°31′14″ West, a distance of 1224.45 feet to a calculated point;
38. North 32°33′00″ West, a distance of 946.65 feet to a calculated point;
39. North 61°27′44″ East, a distance of 1606.89 feet to a calculated point;
40. South 47°43′25″ East, a distance of 806.32 feet to a 5/8″ rebar found in a westerly line of the 1164.571 acre tract, for the southwest corner of a 408.48 acre tract described in Volume 1564, Page 319 and Volume 248, Page 498 of the Deed Records of Bastrop County, Texas;

THENCE South 47°43′25″ East, with the south line of the 408.48 acre tract and a northeasterly line of the 1164.571 acre tract, a distance of 1928.39 feet to a calculated point;

THENCE over and across the 1164.571 acre tract and the 507.061 acre tract, the following three (3) courses:

1. South 38°42′49″ West, a distance of 493.11 feet to a calculated point;
2. South 46°27′01″ East, a distance of 1528.76 feet to a calculated point;
3. South 81°28′08″ East, a distance of 962.75 feet to a calculated point in the north line of the 507.061 acre tract, being the south line of the 408.48 acre tract;

THENCE South 48°19′36″ East, with the north line of the 507.061 acre tract, being the south line of the 408.48 acre tract, a distance of 781.94 feet to a 1/2′ rebar with cap set for an angle point in said line;

THENCE over and across the 507.061 acre tract, the 160.346 acre tract, and the 5566.770 acre tract, and the 100′ Union Pacific Railroad right-of-way, the following twenty-one (21) courses:
1. South 11°34'55" East, a distance of 515.81 feet to a calculated point;
2. South 52°07'30" East, a distance of 512.21 feet to a calculated point;
3. South 25°49'14" West, a distance of 1563.95 feet to a calculated point;
4. South 02°08'03" West, a distance of 752.59 feet to a calculated point;
5. South 18°10'41" West, a distance of 924.32 feet to a calculated point;
6. South 23°40'42" East, a distance of 1281.46 feet to a calculated point;
7. South 15°04'14" West, a distance of 604.81 feet to a calculated point;
8. South 33°58'45" East, a distance of 1016.87 feet to a calculated point;
9. South 76°54'29" East, a distance of 794.08 feet to a calculated point;
10. North 26°05'59" East, a distance of 1877.13 feet to a calculated point;
11. North 58°17'55" East, a distance of 448.82 feet to a calculated point;
12. South 73°24'46" East, a distance of 1652.34 feet to a calculated point;
13. South 62°01'14" East, a distance of 3502.95 feet to a calculated point;
14. South 43°06'43" East, a distance of 1021.63 feet to a calculated point;
15. South 89°02'43" East, a distance of 1421.13 feet to a calculated point;
16. North 58°17'35" East, a distance of 499.72 feet to a calculated point;
17. South 86°25'25" East, a distance of 949.14 feet to a calculated point;
18. South 57°27'00" East, a distance of 330.12 feet to a calculated point;
19. South 30°45'46" East, a distance of 289.38 feet to a calculated point;
20. South 06°58'52" West, a distance of 584.55 feet to a calculated point;
21. South 82°47'11" East, a distance of 1652.34 feet to a 1/2" rebar with cap set in the east line of the 100' Union Pacific Railroad right-of-way, being also in the west line of the 2.064 acre tract.

THENCE with the east line of the 100' Union Pacific Railroad right-of-way, being also the west line of the 2.064 acre tract, with a curve to the left, having a radius of 1482.37 feet, a delta angle of 01°16'18", an arc length of 32.90 feet, and a chord which bears North 06°36'10" East, a distance of 32.90 feet to a 1/2" rebar with cap set for the northwest corner of the 2.064 acre tract;

THENCE North 42°01'01" East, with the north line of the 2.064 acre tract, a distance of 282.14 feet to the POINT OF BEGINNING, containing 2908.28 acres of land, gross acreage, save and except 5.595 acres within the Union Pacific Railroad right-of-way, for a net acreage of 2902.685 acres more or less.

SECTION 3. (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 lieutenant governor, and the speaker of the house of representatives within the required time.

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

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

Passed by the House on May 12, 2009: Yeas 149, Nays 0, 1 present, not voting; the House concurred in Senate amendments to H.B. No. 1841 on May 29, 2009: Yeas 1458
CHAPTER 650

H.B. No. 1850

AN ACT

relating to changing the name of the South Texas Health Care System to the Rio Grande State Center.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 11.004(a), Health and Safety Code, is amended to read as follows:

(a) The department is composed of the board, the commissioner, an administrative staff, the Texas Center for Infectious Disease, the Rio Grande State Center [South Texas Health Care System], and other officers and employees necessary to perform efficiently its powers and duties.

SECTION 2. Section 13.003, Health and Safety Code, is amended to read as follows:

Sec. 13.003. SERVICES AT RIO GRANDE STATE CENTER [SOUTH TEXAS HEALTH CARE SYSTEM]. (a) The primary purpose of the Rio Grande State Center [South Texas Health Care System] is to provide inpatient and outpatient services, either directly or by contract with one or more public or private health care providers or entities, to the residents of the Lower Rio Grande Valley.

(b) The board may establish at the Rio Grande State Center [South Texas Health Care System]:

(1) cancer screening;
(2) diagnostic services;
(3) educational services;
(4) obstetrical services;
(5) gynecological services;
(6) other inpatient health care services; and
(7) outpatient health care services, including diagnostic, treatment, disease management, and supportive care services.

SECTION 3. Section 13.033(5), Health and Safety Code, is amended to read as follows:

(5) “State chest hospital” means the Texas Center for Infectious Disease and the Rio Grande State Center [South Texas Health Care System].

SECTION 4. (a) A reference in law to the South Texas Health Care System means the Rio Grande State Center.

(b) An appropriation to the Department of State Health Services for the use and benefit of the South Texas Health Care System is available for the use and benefit of the Rio Grande State Center.

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

Passed by the House on April 30, 2009: Yeas 144, Nays 0, 1 present, not voting; passed by the Senate on May 26, 2009: Yeas 31, Nays 0.

Approved June 19, 2009.