THENCE N. 0° 34' E. with a fence at 1869 feet pass common corner of the Jordan and White tract, a distance of 3731 feet to a fence corner, the NW corner of the White tract, for the NW corner of this tract;

THENCE N. 89° 37' E. with a fence the north line of the White tract, the north line of this tract, 711.8 feet to an angle in fence;

THENCE N. 89° 50' E. continuing with said fence, 2937.1 feet to the place of Beginning; and


SECTION 2. (a) All governmental acts and proceedings of the Edwards Aquifer Authority relating to the following initial regular permits are validated in all respects:

(1) P100-013;
(2) P100-014; and
(3) P100-017.

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

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

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

SECTION 3. The permits described by Section 2(a) of this Act were regular permits issued by the Edwards Aquifer Authority as of January 1, 2005, and the withdrawals authorized by those permits as they were originally issued were included within the 572,000 acre-feet of water for each calendar year established by Section 1.14(c), Chapter 626, Acts of the 73rd Legislature, Regular Session, 1993.

SECTION 4. (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 on 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 5. This Act takes effect September 1, 2009.

Passed by the House on May 5, 2009: Yeas 144, Nays 0, 1 present, not voting; passed by the Senate on May 21, 2009: Yeas 31, Nays 0.

Approved June 19, 2009.

Effective September 1, 2009.

CHAPTER 1081

H.B. No. 4767

AN ACT

relating to the designation of days, weeks, and months for recognition by concurrent resolution of the legislature.

2825
Be it enacted by the Legislature of the State of Texas:

SECTION 1. The heading to Chapter 391, Government Code, is amended to read as follows:

CHAPTER 391. RESOLUTIONS FOR STATE SYMBOLS, [AND] PLACE DESIGNATIONS, AND RECOGNITION DAYS, WEEKS, AND MONTHS

SECTION 2. Section 391.001, Government Code, is amended to read as follows:

Sec. 391.001. EFFECT OF CHAPTER. (a) This chapter governs the designation of state symbols, [and] place designations, and days, weeks, and months for recognition made by the legislature by resolution approved by each house of the legislature.

(b) This chapter does not affect the designation of:

(1) a state symbol or a place designation made by:
   (A) [41] resolution before September 1, 2001; or
   (B) [2] statute; or
(2) a day, week, or month for recognition made by:
   (A) resolution before September 1, 2009; or
   (B) statute.

SECTION 3. Chapter 391, Government Code, is amended by adding Section 391.004 to read as follows:

Sec. 391.004. DESIGNATING DAYS, WEEKS, OR MONTHS FOR RECOGNITION.

(a) In this section, “date designation” means the special observance authorized by the legislature that annually recognizes and honors a culturally or historically significant day, week, or month in the state.

(b) The legislature may assign more than one designation to a day, week, or month.

(c) Before the legislature may designate a day, week, or month for recognition, the legislature must be presented with information related to the historical or cultural significance of the day, week, or month to be recognized by persons supporting the designation.

(d) A designation of a day, week, or month for recognition expires on the 10th anniversary of the date the legislature finally passes the resolution making the designation. This subsection does not prevent the legislature from redesignating a day, week, or month for recognition during or after the 10–year period.

SECTION 4. Sections 391.002(c) and 391.003(f), Government Code, are repealed.

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 133, Nays 0, 1 present, not voting; the House concurred in Senate amendments to H.B. No. 4767 on May 29, 2009: Yeas 141, Nays 0, 1 present, not voting; passed by the Senate, with amendments, on May 27, 2009: Yeas 31, Nays 0.

Approved June 19, 2009.


CHAPTER 1082

H.B. No. 4771

AN ACT

relating to the powers and duties of Harris County Improvement District No. 5; providing authority to impose a tax and issue bonds.