

BILL ANALYSIS

Senate Research Center

H.B. 1586
By: Creighton (Williams)
Intergovernmental Relations
5/13/2013
Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

Interested parties contend that certain provisions of the Water Code relating to municipal consent were intended to apply to municipal utility districts created in the extraterritorial jurisdiction of a city. The parties further contend that since the Montgomery County Municipal Utility District No. 126 is located inside the corporate limits of the City of Conroe, the district should be exempt from such provisions. H.B. 1586 seeks to address this issue in order to prevent the unintended application of such provisions to the district.

H.B. 1586 amends current law relating to municipal consent provisions applicable to the Montgomery County Municipal Utility District No. 126.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Subtitle F, Title 6, Special District Local Laws Code, by adding Chapter 8454, as follows:

CHAPTER 8454. MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 126

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 8454.001. DEFINITION. Defines, in this chapter, "district."

SUBCHAPTER B. POWERS AND DUTIES

Sec. 8454.101. NO ALLOCATION AGREEMENT. Provides that Section 54.016(f) (relating to authorizing a city to provide in its written consent for the inclusion of land in a district by a contract ("allocation agreement") between the district and the city entered into prior to the first issue of bonds, notes, warrants, or other obligations of the district), Water Code, does not apply to the district.

SECTION 2. Provides that all requirements of the constitution and the 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 3. Effective date: September 1, 2013.