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. (a) If this Act does not receive a two-thirds vote of all the members elected
to each house, Subchapter C, Chapter 8423, Special District Local Laws Code, as added by
Section 1 of this Act, is amended by adding Section 8423.106 to read as follows:

Sec. 8423.106. NO EMINENT DOMAIN POWER. The district may not exercise the
power of eminent domain.

(b) This section is not intended to be an expression of a legislative interpretation of the
requirements of Subsection (c), Section 17, Article I, Texas Constitution.

SECTION 5. Except as provided by Section 4 of this Act:

(1) 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; and

(2) if this Act does not receive the vote necessary for immediate effect, this Act takes
effect September 1, 2013.

Passed the Senate on April 18, 2013: Yeas 31, Nays 0; passed the House on May 22,
2013: Yeas 147, Nays 1, two present not voting.

Approved June 14, 2013.

Effective June 14, 2013.

CHAPTER 613

S.B. No. 1268

AN ACT

relating to recreational vehicles and recreational vehicle parks.

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

SECTION 1. Subdivision (10), Subsection (b), Section 30.05, Penal Code, is amended to
read as follows:

(10) "Recreational vehicle park" has the meaning assigned by Section 13.087, Water
[means a tract of
][means a tract of land that has rental spaces for two or more recreational vehicles, as
defined by Section 522.001, Transportation Code].

SECTION 2. Subdivision (3), Section 94.001, Property Code, is amended to read as
follows:

(3) "Manufactured home" has the meaning assigned by Section 1201.003, Occupations
Code[, and for purposes of this chapter, a reference to a manufactured home includes a
recreational vehicle].

SECTION 3. Section 94.002, Property Code, is amended to read as follows:

Sec. 94.002. APPLICABILITY. (a) This chapter applies only to the relationship between
a landlord who leases property in a manufactured home community and a tenant leasing
property in the manufactured home community for the purpose of situating a manufactured home [or a recreational vehicle] on the property.

(b) This chapter does not apply to the relationship between:

(1) a landlord who owns a manufactured home and a tenant who leases the manufactured home from the landlord;

(2) a landlord who leases property in a manufactured home community and a tenant leasing property in the manufactured home community for the placement of personal property to be used for human habitation, excluding a manufactured home [or a recreational vehicle]; or

(3) a landlord and an employee or an agent of the landlord.

SECTION 4. Subdivision (2), Section 184.011, Utilities Code, is amended to read as follows:

(2) "Dwelling unit":

(A) means:

(i) [()] one or more rooms that are suitable for occupancy as a residence and that contain kitchen and bathroom facilities; or

(ii) [()] a mobile home in a mobile home park; and

(B) does not include a recreational vehicle, as defined by Section 522.004(b), Transportation Code.

SECTION 5. Subchapter C, Chapter 184, Utilities Code, is amended by adding Section 184.036 to read as follows:

Sec. 184.036. UTILITY CUTOFF AT RECREATIONAL VEHICLE PARK. Notwithstanding any other law, a person who operates a recreational vehicle park, as defined by Section 13.087, Water Code, may withhold electric, water, or wastewater utility services from a person occupying a recreational vehicle at the park if the occupant is delinquent in paying for utility services provided by the operator until the occupant pays the delinquent amount.

SECTION 6. Subdivision (3), Subsection (a), Section 13.087, Water Code, is amended to read as follows:

(3) "Recreational vehicle park" means a commercial property:

(A) that is designed primarily on which service connections are made for recreational vehicle transient guest use; and

(B) for which fees for site service connections for recreational vehicles, as defined by Section 522.004(b), Transportation Code, are paid daily, weekly, or monthly at intervals of one day or longer.

SECTION 7. Subsection (a–1), Section 49.2122, Water Code, is amended to read as follows:

(a–1) Notwithstanding Subsection (a), a district that provides nonsubmetered master metered utility service, as defined by Section 13.087(a)(1), to a recreational vehicle park, as defined by Section 13.087(a)(3):

(1) [()] shall determine the rates for that service on the same basis the district uses to determine the rates for other commercial businesses that serve transient customers and receive nonsubmetered master metered utility service from the district; and

(2) may not charge a person who owns or operates a recreational vehicle park that receives nonsubmetered master metered utility service from the district an administrative fee for the services provided.

SECTION 8. Subdivisions (8) and (10), Section 94.001, Property Code, are repealed.

SECTION 9. This Act takes effect September 1, 2013.

Passed the Senate on April 25, 2013: Yeas 30, Nays 0; passed the House on May 22, 2013: Yeas 148, Nays 0, two present not voting.

Approved June 14, 2013.

Effective September 1, 2013.