(B) the land encompassed within the maps or plats is or was burdened by restrictions limiting all or at least a majority of the land area covered by the map or plat, excluding streets and public areas, to residential use only; and

(C) all instruments creating the restrictions are recorded in the deed or real property records of a county.

SECTION 2. Subsection (a), Section 211.002, Property Code, is amended to read as follows:

(a) This chapter applies only to a residential real estate subdivision or any unit or parcel of a subdivision:

(1) all or part of which is located within an unincorporated area of a county if the county has a population of less than 65,000; or

(2) all of which is located within the extraterritorial jurisdiction of a municipality located in a county that has a population of at least 65,000 and less than 135,000; or

(3) all of which is located within the extraterritorial jurisdiction of a municipality located in a county that borders Lake Buchanan and has a population of at least 18,500 and less than 18,500.

SECTION 3. Subsection (b), Section 4, Chapter 129, Acts of the 70th Legislature, Regular Session, 1987, is amended to read as follows:

(b) Bonds may not be issued by the district under this Act except on approval of not less than a majority of the qualified voters of the district voting at an election called and held for that purpose.

SECTION 4. The change in law made by this Act to Subsection (b), Section 4, Chapter 129, Acts of the 70th Legislature, Regular Session, 1987, applies to an election to authorize the issuance of bonds held on or after the effective date of this Act. An election to authorize the issuance of bonds held before the effective date of this Act is governed by the law in effect at the time the election was held, and the former law is continued in effect for that purpose.

SECTION 5. This Act takes effect September 1, 2013.

Passed the Senate on April 17, 2013: Yeas 31, Nays 0; the Senate concurred in House amendment on May 25, 2013: Yeas 30, Nays 0; passed the House, with amendment, on May 22, 2013: Yeas 142, Nays 6, two present not voting.

Approved June 14, 2013.

Effective September 1, 2013.

CHAPTER 1243
S.B. No. 1871
AN ACT
relating to the state cemetery.

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

SECTION 1. Section 2165.256, Government Code, is amended by adding Subsection (b–1) and amending Subsection (d) to read as follows:

(b–1) Notwithstanding Subsection (b), the property other than the property described as Lot No. 5, Division B, City of Austin, Travis County, Texas, is no longer dedicated for cemetery purposes as part of the State Cemetery as provided by that subsection if, not later than December 31, 2014:

(1) the State Cemetery Committee:

(A) makes affirmative findings that:

(i) the property is no longer needed for cemetery purposes;

(ii) proceeds from a real property transaction involving the property described by this subsection will be used to further the goals of the State Cemetery Committee,
including capital improvements or major repairs or renovations to the State Cemetery, or for a purpose described by Subsection (p); and

(iii) concerns expressed by residents of neighborhoods in the vicinity of the property have been considered and that efforts have been made to address those concerns; and

(B) expressly consents by a majority vote of the committee to remove the dedication; and

(2) the chair of the State Cemetery Committee files in the deed records of Travis County and submits for publication in the Texas Register a document indicating that the dedication is removed.

(d) Persons eligible for burial in the State Cemetery are:

1. a former member of the legislature or a member who dies in office;
2. a former elective state official or an elective state official who dies in office;
3. a former state official or a state official who dies in office who has been appointed by the governor and confirmed by the senate and who served at least 10 years in the office to which appointed;
4. a person specified by a governor’s proclamation, subject to review and approval by the committee under Subsection (e);
5. a person specified by a concurrent resolution adopted by the legislature, subject to review and approval by the committee under Subsection (e); and
6. a person specified by order of the committee under Subsection (e).

SECTION 2. This Act takes effect September 1, 2013.

Passed the Senate on May 13, 2013: Yeas 28, Nays 2; the Senate concurred in House amendments on May 24, 2013: Yeas 28, Nays 3; passed the House, with amendments, on May 21, 2013: Yeas 144, Nays 1, two present not voting.

Approved June 14, 2013.
Effective September 1, 2013.

CHAPTER 1244

S.B. No. 1877

AN ACT

relating to the creation of the Venable Ranch Municipal Utility District No. 1 of Denton County; granting a limited power of eminent domain; providing authority to issue bonds; providing authority to impose assessments, fees, or taxes.

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 8469 to read as follows:

CHAPTER 8469. VENABLE RANCH MUNICIPAL UTILITY DISTRICT No. 1 OF DENTON COUNTY

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 8469.001. DEFINITIONS. In this chapter:
1. “Board” means the district’s board of directors.
2. “City” means the City of Aubrey, Texas.
3. “Commission” means the Texas Commission on Environmental Quality.
4. “Director” means a board member.