

BILL ANALYSIS

Senate Research Center
81R27289 SLB-F

C.S.S.B. 2541
By: Estes
Intergovernmental Relations
5/6/2009
Committee Report (Substituted)

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

Brown's Ranch Municipal Utility District No. 1 of Grayson County (district) will encompass an area of land outside the corporate limits or the extraterritorial jurisdiction of any municipality. The land to be located within the district will be developed into single-family residential and commercial development; therefore, water, sewer, drainage, and road services need to be secured. It is necessary to create the district under Chapters 49 (Provisions Applicable to all District) and 54 (Municipal Utility District), Water Code, and Section 59 (Conservation and Development of Natural Resources and Parks and Recreational Facilities; Conservation and Reclamation Districts), Article XVI (General Provisions), Texas Constitution, in order to purchase, acquire, or construct facilities for such services to serve the future occupants of the land utilizing tax exempt bonds. It is also necessary to empower the district with authority to impose a tax and issue bonds; granting the power of eminent domain.

C.S.S.B. 2541 amends current law relating to the creation of the Brown's Ranch Municipal Utility District No. 1 of Grayson County, provides authority to impose a tax and issue bonds, and grants a limited power of eminent domain.

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 8348, as follows:

CHAPTER 8348. BROWN'S RANCH MUNICIPAL UTILITY DISTRICT NO. 1 OF GRAYSON COUNTY

Sets forth standard language for the creation of the Brown's Ranch Municipal Utility District No. 1 (district) of Grayson County. Sets forth standards, procedures, requirements, and criteria for:

Creation and approval of the district (Sections 8348.001-8348.050);

Size, composition, election, and terms of the board of directors of the district (Sections 8334.051-8334.100);

Powers and duties of the district (Sections 8348.101-8348.150); and

General financial provisions and authority to impose a tax and to issue bonds and obligations for the district (Sections 8348.151-8348.203).

Prohibits the exercise of the power of eminent domain outside the district by the district to acquire a site or easement for a road project under Section 8348.103 (Authority for Road Projects) or a recreational facility as defined by Section 49.462 (Definitions), Water Code.

SECTION 2. Sets forth the initial boundaries of the district.

SECTION 3. 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 4. Effective date: September 1, 2009.