

BILL ANALYSIS

Senate Research Center
84R9900 GRM-F

H.B. 3099
By: Fallon (Estes)
Administration
5/25/2015
Engrossed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

Interested parties note that the Venable Ranch Municipal Utility District No. 1 of Denton County was recently created and is located in the extraterritorial jurisdiction of the City of Aubrey. The parties contend that clarity is needed regarding certain effects of annexation by the city in relation to a new district created by the division of the Venable Ranch Municipal Utility District No. 1 of Denton County. H.B. 3099 seeks to address this issue.

H.B. 3099 amends current law relating to the effect of municipal annexation of the Venable Ranch Municipal Utility District No. 1 of Denton County and affects the authority to impose a tax.

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 Section 8469.251(a), Special District Local Laws Code, as follows:

(a) Prohibits the Venable Ranch Municipal Utility District No. 1 (district) from being dissolved and provides that it continues in existence following annexation, notwithstanding any other law, if all of the provides that it territory of the district or a district created by the division of the district is annexed by the City of Aubrey (city) into the corporate limits of the city, until:

(1) and (2) Makes no change to these subdivisions.

Deletes existing text prohibiting the district from being dissolved and providing that it continues in existence following annexation, notwithstanding any other law, if all of the territory of the district before the date of the election held to confirm the creation of the district and the district is confirmed at that election.

SECTION 2. Amends Section 8469.251(b), Special District Local Laws Code, as added by Chapter 1244 (S.B. 1877), Acts of the 83rd Legislature, Regular Session, 2013, as follows:

(b) Provides that after annexation by the city:

(1) the district may impose a special assessment in the manner provided by Subchapter F (Assessments), Chapter 375, Local Government Code; and

(2) Section 375.161 (Certain Residential Property Exempt), Local Government Code, does not apply to the district.

Redesignates existing Subdivision (2) as Subdivision (1) and existing Subdivision (3) as Subdivision (2). Deletes existing text providing that after annexation by the city, the district is prohibited from imposing an ad valorem tax.

SECTION 3. Amends Section 8469.251(b), Special District Local Laws Code, as added by Chapter 1308 (H.B. 3914), Acts of the 83rd Legislature, Regular Session, 2013, to redesignate it as Section 8469.251(c), and makes no further change to this subsection.

SECTION 4. (a) Provides that 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. Effective date: September 1, 2015.