

BILL ANALYSIS

Senate Research Center
84R8248 GRM-F

S.B. 2052
By: Creighton
Intergovernmental Relations
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As Filed

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

S.B. 2052 proposes to add road powers to Montgomery County Municipal Utility District No. 141 (district), an approximately 122-acre district located in the extra-territorial jurisdiction of the City of Conroe. The proposed legislation follows template language as it relates to adding road powers to an existing district. As the district is located outside the corporate boundaries of any municipality, it desires to finance and maintain public roads.

As proposed, S.B. 2052 amends current law relating to the powers and duties of the Montgomery County Municipal Utility District No. 141 and provides authority to issue bonds and impose taxes.

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 7912, as follows:

CHAPTER 7912. MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT NO. 141

Sets forth standard language for adding road powers to the Montgomery County Municipal Utility District No. 1 (district) in Montgomery County. Sets forth standards, procedures, requirements, and criteria for:

Nature and purpose of the district (Sections 7912.001 and 7912.002);

Powers and duties of the district including authority for road projects (Sections 7912.051-7912.054); and

General financial provisions and authority to impose a tax and to issue bonds and obligations for the district (Sections 7912.101 and 7912.102).

SECTION 2. Provides that the district retains all rights, powers, privileges, authority, duties, and functions that it had before the effective date of this Act.

SECTION 3. (a) Provides that the legislature validates and confirms all governmental acts and proceedings of the district that were taken before the effective date of this Act.

(b) Provides that this section does not apply to any matter that on the effective date of this Act:

(1) is involved in litigation if the litigation ultimately results in the matter being held invalid by a final court judgment; or

(2) has been held invalid by a final court judgment.

SECTION 4. 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 5. Effective date: upon passage or September 1, 2015.