

## **BILL ANALYSIS**

Senate Research Center

S.B. 592  
By: Watson  
Intergovernmental Relations  
6/25/2019  
Enrolled

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

S.B. 592 creates a municipal utility district (MUD) between Elgin and Manor. The MUD has the standard powers of the MUD template. (Original Author's/Sponsor's Statement of Intent)

S.B. 592 amends current law relating to the creation of the Brickston Municipal Utility District; grants a limited power of eminent domain; provides authority to issue bonds; and provides authority to impose assessments, fees, and 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 8038, as follows:

#### **CHAPTER 8038. BRICKSTON MUNICIPAL UTILITY DISTRICT**

Sets forth standard language for the creation of the Brickston Municipal Utility District (district) in Travis County. Sets forth standards, procedures, requirements, and criteria for:

Creation and approval of the district (Sections 8038.0101–8038.0106);

Size, composition, election, and terms of the board of directors of the district including provisions relating to temporary directors (Sections 8038.0201–8038.0202);

Powers and duties of the district (Sections 8038.0301–8038.0305);

General financial provisions, including authority to impose a tax (Sections 8038.0401–8038.0403); and

Authority to issue bonds and obligations for the district (Sections 8038.0501–8038.0503).

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

SECTION 3. 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 4. (a) Provides that if this Act does not receive a two-thirds vote of all members elected to each house, Subchapter C, Chapter 8038, Special District Local Laws Code, as added by Section 1 of this Act, is amended by adding Section 8038.0306, as follows:

Sec. 8038.0306. NO EMINENT DOMAIN POWER. Prohibits the district from exercising the power of eminent domain.

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

SECTION 5. Effective date: upon passage or September 1, 2019.