

BILL ANALYSIS

Senate Research Center
81R26579 PMO-D

C.S.S.B. 2506
By: Duncan
Intergovernmental Relations
4/22/2009
Committee Report (Substituted)

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

Currently, the land located within the boundaries of the proposed Gray County Municipal District No. 1 (district) is undeveloped. The territory of the district would lie within the extraterritorial jurisdiction of the City of Pampa and the unincorporated area of Gray County.

C.S.S.B. 2506 amends current law relating to the creation of the district. The district will have all of the powers granted to municipal utility districts operating pursuant to Chapters 49 (Provisions Applicable to All Districts) and 54 (Counties, Cities, or Other Political Corporations or Subdivisions; Lending Credit; Grants; Bonds), Article III (Legislative Department), Texas Constitution; the authority to impose a tax and issue bonds; and the authority to exercise 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 8319, as follows:

CHAPTER 8319. GRAY COUNTY MUNICIPAL UTILITY DISTRICT NO. 1

Sets forth standard language for the creation of the Gray County Municipal Utility District No. 1 (district) in Gray County. Sets forth standards, procedures, requirements, and criteria for:

Creation and approval of the district (Sections 8319.001-8319.050);

Size, composition, election, and terms of the board of directors of the district (Sections 8319.051-8319.100);

Powers and duties of the district (Sections 8319.101-8319.150); and

General financial provisions and authority to impose a tax and to issue bonds and obligations for the district (Sections 8319.151-8319.203).

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 8319.103 or a recreational facility as defined by Section 49.462 (Definitions), Water Code. Prohibits the district from exercising the power of eminent domain to acquire land, an easement, or other property that is located more than five miles outside the district's boundaries.

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. Effective date: upon passage or September 1, 2009.