

## **BILL ANALYSIS**

Senate Research Center  
86R28663 TSR-F

H.B. 4723  
By: Burns (Birdwell)  
Intergovernmental Relations  
5/11/2019  
Engrossed

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

H.B. 4723 creates Belmont Municipal Utility District of Johnson County (district). The district will encompass approximately 502.94 acres of land located within Johnson County, Texas. The district is located within the extraterritorial jurisdiction of the City of Godley, Texas. H.B. 4723 is a standard template bill and provides for water, sewer, drainage, and road facilities (facilities), which need to be secured because the land to be located within the district will be developed for residential purposes. H.B. 4723 follows the template in all regards, except it gives the district the authority to divide and requires that any new district created by division must hold a confirmation election. The district is created under Water Code provisions applicable to all water districts and to municipal utility districts and under constitutional provisions relating to conservation and reclamation districts. The district will have full road powers and must comply with all applicable road standards. The district will have the authority to issue tax-exempt bonds to purchase, acquire, or construct the facilities. It is also necessary to empower the district with authority to impose a tax. H.B. 4723 does not grant the district the power of eminent domain. The bill provides for the creation, administration, powers, duties, operation, and financing of the district.

H.B. 4723 amends current law relating to the creation of the Belmont Municipal Utility District of Johnson County; 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 7896, as follows:

#### CHAPTER 7896. BELMONT MUNICIPAL UTILITY DISTRICT OF JOHNSON COUNTY

##### SUBCHAPTER A. GENERAL PROVISIONS

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

Creation and approval of the district (Sections 7896.0101–7896.0106);

Size, composition, election, and terms of the board of directors of the district, including provisions related to initial temporary directors (Sections 7896.0201–0205);

Powers and duties of the district (Sections 7896.0301–7896.0307);

General financial provisions and authority to impose taxes (Sections 7896.0401–7896.0403); and

Authority to issue bonds and obligations for the district (Sections 7896.0301–7896.0503).

Prohibits the district from exercising the power of eminent domain.

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, 2019.