

1-1 By: Schwertner S.B. No. 248
1-2 (In the Senate - Filed November 21, 2016; January 30, 2017,
1-3 read first time and referred to Committee on Agriculture, Water &
1-4 Rural Affairs; March 22, 2017, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 7, Nays 0;
1-6 March 22, 2017, sent to printer.)

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|------|----------------|-----|-----|--------|-----|
| 1-7 | COMMITTEE VOTE | | | | |
| 1-8 | | Yea | Nay | Absent | PNV |
| 1-9 | Perry | X | | | |
| 1-10 | Rodriguez | X | | | |
| 1-11 | Creighton | X | | | |
| 1-12 | Hall | X | | | |
| 1-13 | Hinojosa | X | | | |
| 1-14 | Kolkhorst | X | | | |
| 1-15 | Miles | X | | | |

1-16 COMMITTEE SUBSTITUTE FOR S.B. No. 248 By: Kolkhorst

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to the dissolution of a special utility district after the
1-20 transfer of all obligations and services.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subchapter H, Chapter 65, Water Code, is amended
1-23 by adding Section 65.7271 to read as follows:

1-24 Sec. 65.7271. DISSOLUTION OF DISTRICT FOLLOWING TRANSFER OF
1-25 ALL OBLIGATIONS AND SERVICES. The board may propose to dissolve the
1-26 district and issue notice of a hearing on the proposed dissolution
1-27 if the district's:

1-28 (1) certificate of convenience and necessity has been
1-29 transferred to another political subdivision; and

1-30 (2) assets and liabilities have been transferred to or
1-31 assumed by another political subdivision.

1-32 SECTION 2. Section 65.730, Water Code, is amended to read as
1-33 follows:

1-34 Sec. 65.730. BOARD'S ORDER TO DISSOLVE DISTRICT. (a) For
1-35 a dissolution hearing ordered under Section 65.727, if ~~if~~ the
1-36 board unanimously determines from the evidence that the best
1-37 interests of the persons and property in the district will be served
1-38 by dissolving the district, the board shall enter the appropriate
1-39 findings and order in its records dissolving the district.
1-40 Otherwise the board shall enter its order providing that the
1-41 district has not been dissolved.

1-42 (b) For a dissolution hearing ordered under Section
1-43 65.7271, if two-thirds or more of the members of the board vote to
1-44 dissolve the district, the board shall enter the appropriate
1-45 findings and order in its records dissolving the district.
1-46 Otherwise the board shall enter its order providing that the
1-47 district has not been dissolved.

1-48 SECTION 3. This Act takes effect immediately if it receives
1-49 a vote of two-thirds of all the members elected to each house, as
1-50 provided by Section 39, Article III, Texas Constitution. If this
1-51 Act does not receive the vote necessary for immediate effect, this
1-52 Act takes effect September 1, 2017.

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