

1-1 By: Creighton S.B. No. 2272  
 1-2 (In the Senate - Filed April 11, 2017; April 12, 2017, read  
 1-3 first time and referred to Committee on Intergovernmental  
 1-4 Relations; May 2, 2017, reported favorably by the following vote:  
 1-5 Yeas 6, Nays 0; May 2, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Lucio	X			
1-8 Bettencourt	X			
1-9 Campbell	X			
1-10 Garcia	X			
1-11 Huffines	X			
1-12 Menéndez			X	
1-13 Taylor of Collin	X			

1-15 A BILL TO BE ENTITLED  
 1-16 AN ACT

1-17 relating to the creation of the Beaumont Municipal Management  
 1-18 District No. 1; providing authority to issue bonds and impose  
 1-19 assessments, fees, or taxes.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
 1-21 SECTION 1. Subtitle C, Title 4, Special District Local Laws  
 1-22 Code, is amended by adding Chapter 3960 to read as follows:

1-23 CHAPTER 3960. BEAUMONT MUNICIPAL MANAGEMENT DISTRICT NO. 1  
 1-24 SUBCHAPTER A. GENERAL PROVISIONS

1-25 Sec. 3960.001. DEFINITIONS. In this chapter:

- 1-26 (1) "Board" means the district's board of directors.
- 1-27 (2) "City" means the City of Beaumont.
- 1-28 (3) "County" means Jefferson County.
- 1-29 (4) "Director" means a board member.
- 1-30 (5) "District" means the Beaumont Municipal

1-31 Management District No. 1.  
 1-32 Sec. 3960.002. NATURE OF DISTRICT. The Beaumont Municipal  
 1-33 Management District No. 1 is a special district created under  
 1-34 Section 59, Article XVI, Texas Constitution.

1-35 Sec. 3960.003. PURPOSE; DECLARATION OF INTENT. (a) The  
 1-36 creation of the district is essential to accomplish the purposes of  
 1-37 Sections 52 and 52-a, Article III, and Section 59, Article XVI,  
 1-38 Texas Constitution, and other public purposes stated in this  
 1-39 chapter. By creating the district and in authorizing the city, the  
 1-40 county, and other political subdivisions to contract with the  
 1-41 district, the legislature has established a program to accomplish  
 1-42 the public purposes set out in Section 52-a, Article III, Texas  
 1-43 Constitution.

1-44 (b) The creation of the district is necessary to promote,  
 1-45 develop, encourage, and maintain employment, commerce,  
 1-46 transportation, housing, tourism, recreation, the arts,  
 1-47 entertainment, economic development, safety, and the public  
 1-48 welfare in the district.

1-49 (c) This chapter and the creation of the district may not be  
 1-50 interpreted to relieve the city or the county from providing the  
 1-51 level of services provided as of the effective date of the Act  
 1-52 enacting this chapter to the area in the district. The district is  
 1-53 created to supplement and not to supplant city or county services  
 1-54 provided in the district.

1-55 Sec. 3960.004. FINDINGS OF BENEFIT AND PUBLIC PURPOSE.

1-56 (a) The district is created to serve a public use and benefit.

1-57 (b) All land and other property included in the district  
 1-58 will benefit from the improvements and services to be provided by  
 1-59 the district under powers conferred by Sections 52 and 52-a,  
 1-60 Article III, and Section 59, Article XVI, Texas Constitution, and  
 1-61 other powers granted under this chapter.

2-1 (c) The creation of the district is in the public interest  
2-2 and is essential to further the public purposes of:

2-3 (1) developing and diversifying the economy of the  
2-4 state;

2-5 (2) eliminating unemployment and underemployment; and  
2-6 (3) developing or expanding transportation and  
2-7 commerce.

2-8 (d) The district will:

2-9 (1) promote the health, safety, and general welfare of  
2-10 residents, employers, potential employees, employees, visitors,  
2-11 and consumers in the district, and of the public;

2-12 (2) provide needed funding for the district to  
2-13 preserve, maintain, and enhance the economic health and vitality of  
2-14 the district territory as a community and business center;

2-15 (3) promote the health, safety, welfare, and enjoyment  
2-16 of the public by providing pedestrian ways and by landscaping and  
2-17 developing certain areas in the district, which are necessary for  
2-18 the restoration, preservation, and enhancement of scenic beauty;  
2-19 and

2-20 (4) provide for water, wastewater, drainage, road, and  
2-21 recreational facilities for the district.

2-22 (e) Pedestrian ways along or across a street, whether at  
2-23 grade or above or below the surface, and street lighting, street  
2-24 landscaping, parking, and street art objects are parts of and  
2-25 necessary components of a street and are considered to be a street  
2-26 or road improvement.

2-27 (f) The district will not act as the agent or  
2-28 instrumentality of any private interest even though the district  
2-29 will benefit many private interests as well as the public.

2-30 Sec. 3960.005. INITIAL DISTRICT TERRITORY. (a) The  
2-31 district is initially composed of the territory described by  
2-32 Section 2 of the Act enacting this chapter.

2-33 (b) The boundaries and field notes contained in Section 2 of  
2-34 the Act enacting this chapter form a closure. A mistake in the  
2-35 field notes or in copying the field notes in the legislative process  
2-36 does not affect the district's:

2-37 (1) organization, existence, or validity;

2-38 (2) right to issue any type of bonds for the purposes  
2-39 for which the district is created or to pay the principal of and  
2-40 interest on the bonds;

2-41 (3) right to impose or collect an assessment or tax; or

2-42 (4) legality or operation.

2-43 Sec. 3960.006. ELIGIBILITY FOR INCLUSION IN SPECIAL ZONES.  
2-44 All or any part of the area of the district is eligible to be  
2-45 included in:

2-46 (1) a tax increment reinvestment zone created under  
2-47 Chapter 311, Tax Code;

2-48 (2) a tax abatement reinvestment zone created under  
2-49 Chapter 312, Tax Code;

2-50 (3) an enterprise zone created under Chapter 2303,  
2-51 Government Code; or

2-52 (4) an industrial district created under Chapter 42,  
2-53 Local Government Code.

2-54 Sec. 3960.007. APPLICABILITY OF MUNICIPAL MANAGEMENT  
2-55 DISTRICTS LAW. Except as otherwise provided by this chapter,  
2-56 Chapter 375, Local Government Code, applies to the district.

2-57 Sec. 3960.008. CONSTRUCTION OF CHAPTER. This chapter shall  
2-58 be liberally construed in conformity with the findings and purposes  
2-59 stated in this chapter.

2-60 SUBCHAPTER B. BOARD OF DIRECTORS

2-61 Sec. 3960.051. GOVERNING BODY; TERMS. (a) The district is  
2-62 governed by a board of five voting directors who serve staggered  
2-63 terms of four years, with two or three directors' terms expiring  
2-64 June 1 of each odd-numbered year.

2-65 (b) The board by resolution may change the number of voting  
2-66 directors on the board only if the board determines that the change  
2-67 is in the best interest of the district. The board may not consist  
2-68 of fewer than five or more than nine voting directors.

2-69 Sec. 3960.052. APPOINTMENT OF VOTING DIRECTORS. The mayor

3-1 and members of the governing body of the city shall appoint voting  
3-2 directors from persons recommended by the board. A person is  
3-3 appointed if a majority of the members of the governing body,  
3-4 including the mayor, vote to appoint that person.

3-5 Sec. 3960.053. NONVOTING DIRECTORS. The board may appoint  
3-6 nonvoting directors to serve at the pleasure of the voting  
3-7 directors.

3-8 Sec. 3960.054. QUORUM. For purposes of determining the  
3-9 requirements for a quorum of the board, the following are not  
3-10 counted:

3-11 (1) a board position vacant for any reason, including  
3-12 death, resignation, or disqualification;

3-13 (2) a director who is abstaining from participation in  
3-14 a vote because of a conflict of interest; or

3-15 (3) a nonvoting director.

3-16 Sec. 3960.055. COMPENSATION. A director is entitled to  
3-17 receive fees of office and reimbursement for actual expenses as  
3-18 provided by Section 49.060, Water Code. Sections 375.069 and  
3-19 375.070, Local Government Code, do not apply to the board.

3-20 Sec. 3960.056. INITIAL VOTING DIRECTORS. (a) The initial  
3-21 board consists of the following voting directors:

Pos. No.	Name of Director
1	William Jenkins
2	Bradford Klein
3	Craig Kinsel
4	Vivian Pieternelle
5	David Willard

3-22 (b) Of the initial directors, the terms of directors  
3-23 appointed for positions one through three expire June 1, 2019, and  
3-24 the terms of directors appointed for positions four and five expire  
3-25 June 1, 2021.

3-26 (c) Section 3960.052 does not apply to this section.

3-27 SUBCHAPTER C. POWERS AND DUTIES

3-28 Sec. 3960.101. GENERAL POWERS AND DUTIES. The district has  
3-29 the powers and duties necessary to accomplish the purposes for  
3-30 which the district is created.

3-31 Sec. 3960.102. IMPROVEMENT PROJECTS AND SERVICES. The  
3-32 district may provide, design, construct, acquire, improve,  
3-33 relocate, operate, maintain, or finance an improvement project or  
3-34 service using any money available to the district, or contract with  
3-35 a governmental or private entity to provide, design, construct,  
3-36 acquire, improve, relocate, operate, maintain, or finance an  
3-37 improvement project or service authorized under this chapter or  
3-38 Chapter 375, Local Government Code.

3-39 Sec. 3960.103. DEVELOPMENT CORPORATION POWERS. The  
3-40 district, using money available to the district, may exercise the  
3-41 powers given to a development corporation under Chapter 505, Local  
3-42 Government Code, including the power to own, operate, acquire,  
3-43 construct, lease, improve, or maintain a project under that  
3-44 chapter.

3-45 Sec. 3960.104. NONPROFIT CORPORATION. (a) The board by  
3-46 resolution may authorize the creation of a nonprofit corporation to  
3-47 assist and act for the district in implementing a project or  
3-48 providing a service authorized by this chapter.

3-49 (b) The nonprofit corporation:

3-50 (1) has each power of and is considered to be a local  
3-51 government corporation created under Subchapter D, Chapter 431,  
3-52 Transportation Code; and

3-53 (2) may implement any project and provide any service  
3-54 authorized by this chapter.

3-55 (c) The board shall appoint the board of directors of the  
3-56 nonprofit corporation. The board of directors of the nonprofit  
3-57 corporation shall serve in the same manner as the board of directors  
3-58 of a local government corporation created under Subchapter D,  
3-59 Chapter 431, Transportation Code, except that a board member is not  
3-60 required to reside in the district.

3-61 Sec. 3960.105. AGREEMENTS; GRANTS. (a) As provided by  
3-62 Chapter 375, Local Government Code, the district may make an  
3-63 agreement with or accept a gift, grant, or loan from any person.

4-1 (b) The implementation of a project is a governmental  
4-2 function or service for the purposes of Chapter 791, Government  
4-3 Code.

4-4 Sec. 3960.106. LAW ENFORCEMENT SERVICES. To protect the  
4-5 public interest, the district may contract with a qualified party,  
4-6 including the county or the city, to provide law enforcement  
4-7 services in the district for a fee.

4-8 Sec. 3960.107. MEMBERSHIP IN CHARITABLE ORGANIZATIONS. The  
4-9 district may join and pay dues to a charitable or nonprofit  
4-10 organization that performs a service or provides an activity  
4-11 consistent with the furtherance of a district purpose.

4-12 Sec. 3960.108. ECONOMIC DEVELOPMENT. (a) The district may  
4-13 engage in activities that accomplish the economic development  
4-14 purposes of the district.

4-15 (b) The district may establish and provide for the  
4-16 administration of one or more programs to promote state or local  
4-17 economic development and to stimulate business and commercial  
4-18 activity in the district, including programs to:

4-19 (1) make loans and grants of public money; and

4-20 (2) provide district personnel and services.

4-21 (c) The district may create economic development programs  
4-22 and exercise the economic development powers provided to  
4-23 municipalities by:

4-24 (1) Chapter 380, Local Government Code; and

4-25 (2) Subchapter A, Chapter 1509, Government Code.

4-26 Sec. 3960.109. PARKING FACILITIES. (a) The district may  
4-27 acquire, lease as lessor or lessee, construct, develop, own,  
4-28 operate, and maintain parking facilities or a system of parking  
4-29 facilities, including lots, garages, parking terminals, or other  
4-30 structures or accommodations for parking motor vehicles off the  
4-31 streets and related appurtenances.

4-32 (b) The district's parking facilities serve the public  
4-33 purposes of the district and are owned, used, and held for a public  
4-34 purpose even if leased or operated by a private entity for a term of  
4-35 years.

4-36 (c) The district's parking facilities are parts of and  
4-37 necessary components of a street and are considered to be a street  
4-38 or road improvement.

4-39 (d) The development and operation of the district's parking  
4-40 facilities may be considered an economic development program.

4-41 Sec. 3960.110. ANNEXATION OF LAND. The district may annex  
4-42 land as provided by Subchapter J, Chapter 49, Water Code.

4-43 Sec. 3960.111. APPROVAL BY CITY. Section 375.207, Local  
4-44 Government Code, does not apply to the district.

4-45 Sec. 3960.112. NO EMINENT DOMAIN POWER. The district may  
4-46 not exercise the power of eminent domain.

4-47 SUBCHAPTER D. GENERAL FINANCIAL PROVISIONS; ASSESSMENTS

4-48 Sec. 3960.151. DISBURSEMENTS AND TRANSFERS OF MONEY. The  
4-49 board by resolution shall establish the number of directors'  
4-50 signatures and the procedure required for a disbursement or  
4-51 transfer of district money.

4-52 Sec. 3960.152. MONEY USED FOR IMPROVEMENTS OR SERVICES.  
4-53 The district may acquire, construct, finance, operate, or maintain  
4-54 any improvement or service authorized under this chapter or Chapter  
4-55 375, Local Government Code, using any money available to the  
4-56 district.

4-57 Sec. 3960.153. PETITION REQUIRED FOR FINANCING SERVICES AND  
4-58 IMPROVEMENTS WITH ASSESSMENTS. (a) The board may not finance a  
4-59 service or improvement project with assessments under this chapter  
4-60 unless a written petition requesting that service or improvement  
4-61 has been filed with the board.

4-62 (b) A petition filed under Subsection (a) must be signed by  
4-63 the owners of a majority of the assessed value of real property in  
4-64 the district subject to assessment according to the most recent  
4-65 certified tax appraisal roll for the county.

4-66 Sec. 3960.154. ASSESSMENTS; LIENS FOR ASSESSMENTS.

4-67 (a) The board by resolution may impose and collect an assessment  
4-68 for any purpose authorized by this chapter in all or any part of the  
4-69 district.

5-1 (b) An assessment, a reassessment, or an assessment  
5-2 resulting from an addition to or correction of the assessment roll  
5-3 by the district, penalties and interest on an assessment or  
5-4 reassessment, an expense of collection, and reasonable attorney's  
5-5 fees incurred by the district:

5-6 (1) are a first and prior lien against the property  
5-7 assessed;

5-8 (2) are superior to any other lien or claim other than  
5-9 a lien or claim for county, school district, or municipal ad valorem  
5-10 taxes; and

5-11 (3) are the personal liability of and a charge against  
5-12 the owners of the property even if the owners are not named in the  
5-13 assessment proceedings.

5-14 (c) The lien is effective from the date of the board's  
5-15 resolution imposing the assessment until the date the assessment is  
5-16 paid. The board may enforce the lien in the same manner that the  
5-17 board may enforce an ad valorem tax lien against real property.

5-18 (d) The board may make a correction to or deletion from the  
5-19 assessment roll that does not increase the amount of assessment of  
5-20 any parcel of land without providing notice and holding a hearing in  
5-21 the manner required for additional assessments.

5-22 Sec. 3960.155. TAX AND ASSESSMENT ABATEMENTS. The district  
5-23 may designate reinvestment zones and may grant abatements of a tax  
5-24 or assessment on property in the zones.

5-25 SUBCHAPTER E. TAXES AND BONDS

5-26 Sec. 3960.201. ELECTIONS REGARDING TAXES AND BONDS.

5-27 (a) The district may issue, without an election, bonds, notes, and  
5-28 other obligations secured by:

5-29 (1) revenue other than ad valorem taxes; or

5-30 (2) contract payments described by Section 3960.203.

5-31 (b) The district must hold an election in the manner  
5-32 provided by Subchapter L, Chapter 375, Local Government Code, to  
5-33 obtain voter approval before the district may impose an ad valorem  
5-34 tax or issue bonds payable from ad valorem taxes.

5-35 (c) Section 375.243, Local Government Code, does not apply  
5-36 to the district.

5-37 (d) All or any part of any facilities or improvements that  
5-38 may be acquired by a district by the issuance of its bonds may be  
5-39 submitted as a single proposition or as several propositions to be  
5-40 voted on at the election.

5-41 Sec. 3960.202. OPERATION AND MAINTENANCE TAX. (a) If  
5-42 authorized by a majority of the district voters voting at an  
5-43 election held in accordance with Section 3960.201, the district may  
5-44 impose an operation and maintenance tax on taxable property in the  
5-45 district in accordance with Section 49.107, Water Code, for any  
5-46 district purpose, including to:

5-47 (1) maintain and operate the district;

5-48 (2) construct or acquire improvements; or

5-49 (3) provide a service.

5-50 (b) The board shall determine the tax rate. The rate may not  
5-51 exceed the rate approved at the election.

5-52 Sec. 3960.203. CONTRACT TAXES. (a) In accordance with  
5-53 Section 49.108, Water Code, the district may impose a tax other than  
5-54 an operation and maintenance tax and use the revenue derived from  
5-55 the tax to make payments under a contract after the provisions of  
5-56 the contract have been approved by a majority of the district voters  
5-57 voting at an election held for that purpose.

5-58 (b) A contract approved by the district voters may contain a  
5-59 provision stating that the contract may be modified or amended by  
5-60 the board without further voter approval.

5-61 Sec. 3960.204. AUTHORITY TO BORROW MONEY AND TO ISSUE BONDS  
5-62 AND OTHER OBLIGATIONS. (a) The district may borrow money on terms  
5-63 determined by the board. Section 375.205, Local Government Code,  
5-64 does not apply to a loan, line of credit, or other borrowing from a  
5-65 bank or financial institution secured by revenue other than ad  
5-66 valorem taxes.

5-67 (b) The district may issue bonds, notes, or other  
5-68 obligations payable wholly or partly from ad valorem taxes,  
5-69 assessments, impact fees, revenue, contract payments, grants, or

6-1 other district money, or any combination of those sources of money,  
6-2 to pay for any authorized district purpose.

6-3 Sec. 3960.205. TAXES FOR BONDS. At the time the district  
6-4 issues bonds payable wholly or partly from ad valorem taxes, the  
6-5 board shall provide for the annual imposition of a continuing  
6-6 direct annual ad valorem tax, without limit as to rate or amount,  
6-7 for each year that all or part of the bonds are outstanding as  
6-8 required and in the manner provided by Sections 54.601 and 54.602,  
6-9 Water Code.

6-10 Sec. 3960.206. CITY NOT REQUIRED TO PAY DISTRICT  
6-11 OBLIGATIONS. Except as provided by Section 375.263, Local  
6-12 Government Code, the city is not required to pay a bond, note, or  
6-13 other obligation of the district.

6-14 SECTION 2. The Beaumont Municipal Management District No. 1  
6-15 initially includes all territory contained in the following area:

6-16 Being a 364.59 acre tract of land out of the Hezekiah Williams  
6-17 League, Abstract 56, Jefferson County, Texas; and being all of and  
6-18 the same as that certain called 356.24 acre tract as described in  
6-19 Deed to Hilcorp Energy I, L.P. as recorded in File Number  
6-20 2000033569 of the Real Property Records of Jefferson County, Texas;  
6-21 and being all of and the same as that certain called 3.00 acre tract  
6-22 as described in Deed to Hilcorp Energy I, L.P. as recorded in File  
6-23 Number 2009026928 of the Real Property Records of Jefferson County,  
6-24 Texas; and being all of and the same as that certain called 3.00  
6-25 acre tract as described in Deed to Hilcorp Energy I, L.P. as  
6-26 recorded in File Number 2009026928 of the Real Property Records of  
6-27 Jefferson County, Texas; also being all of that certain called  
6-28 5.327 acre tract as described in Deed to City of Beaumont as  
6-29 recorded in File Number 1999017825 of the Real Property Records of  
6-30 Jefferson County, Texas; said 364.59 acre tract of land being more  
6-31 particularly described by metes and bounds as follows with all  
6-32 bearings reference to said Deed:

6-33 BEGINNING at the intersection of the South right-of-way line  
6-34 of Delaware Street (100-foot right-of-way) and the West  
6-35 right-of-way line of Dowlen Road;

6-36 THENCE with the East line of said 356.24 acre tract of land  
6-37 and the West right-of-way line of said Dowlen Road as follows:

- 6-38 - South 46° 38' 29" East, 71.03 feet to a point for corner;
- 6-39 - South 01° 29' 54" East, 1,020.43 feet to a point for corner at the  
6-40 beginning of a curve to the right;
- 6-41 - Along the arc of said curve to the right, having a radius of  
6-42 1,103.22 feet, a central angle of 34° 52' 43", an arc length of  
6-43 671.58 feet and a chord of South 15° 56' 27" West, 661.26 feet to a  
6-44 point for corner;
- 6-45 - South 33° 22' 49" West, 676.38 feet to a point for corner at the  
6-46 Easternmost Southeastern corner of said 356.24 acre tract of land;

6-47 THENCE with the Southeastern lines of said 356.24 acre tract  
6-48 of land as follows:

- 6-49 - North 52° 02' 47" West, 895.70 feet to a point for corner;
- 6-50 - South 17° 40' 16" West, 979.76 feet to a point for corner;
- 6-51 - North 70° 37' 12" West, 71.57 feet to a point for corner;
- 6-52 - South 88° 37' 33" West, 242.50 feet to a point for corner;
- 6-53 - South 01° 25' 51" East, 570.34 feet to a point for corner;
- 6-54 - South 01° 27' 47" East, 399.76 feet to a point for corner;
- 6-55 - South 88° 35' 58" West, 1,691.15 feet to a point for corner;
- 6-56 - South 01° 21' 56" East, 539.95 feet to a point for corner;
- 6-57 - South 89° 12' 54" West, 322.92 feet to a point for corner;
- 6-58 - South 00° 42' 53" East, 454.55 feet to a point for corner;
- 6-59 - South 89° 07' 58" West, 150.00 feet to a point for corner;
- 6-60 - South 00° 42' 53" East, 199.68 feet to a point for corner in the

6-61 North right-of-way line of Gladys Avenue (60-foot right-of-way) and  
6-62 being the Southernmost Southeastern corner of said 356.24 acre  
6-63 tract of land;

6-64 THENCE South 89° 05' 45" West with the South line of said  
6-65 356.24 acre tract of land and the North right-of-way line of said  
6-66 Gladys Avenue, 806.54 feet to a point for corner at the Southwest  
6-67 corner of said 356.24 acre tract of land;

6-68 THENCE with the West line of said 356.24 acre tract of land as  
6-69 follows:

7-1 - North 00° 36' 51" West, 1,065.58 feet to a point for corner;  
7-2 - North 00° 36' 45" West, 1,122.34 feet to a point for corner;  
7-3 - South 87° 17' 20" West, 351.02 feet to a point for corner;  
7-4 - North 01° 24' 42" West, 2,152.60 feet to a point for corner at the  
7-5 Northwest corner of said 356.24 acre tract of land;  
7-6 THENCE North 87° 14' 14" East with the North line of said  
7-7 356.24 acre tract of land, 1,372.55 to a point for corner on the arc  
7-8 of a curve to the right in said South right-of-way line of said  
7-9 Delaware Street;  
7-10 THENCE with the North line of said 356.24 acre tract of land  
7-11 and said South right-of-way line of said Delaware Street as  
7-12 follows:  
7-13 - Along the arc of said curve to the right, having a radius of  
7-14 3,020.88 feet, a central angle of 29° 15' 52", an arc length of  
7-15 1,542.95 feet and a chord of North 74° 05' 40" East, 1,526.23 feet to  
7-16 a point for corner;  
7-17 - North 88° 43' 36" East, 2,302.43 feet to the PLACE OF BEGINNING:  
7-18 containing 364.59 acres of land, more or less.  
7-19 SECTION 3. (a) The legal notice of the intention to  
7-20 introduce this Act, setting forth the general substance of this  
7-21 Act, has been published as provided by law, and the notice and a  
7-22 copy of this Act have been furnished to all persons, agencies,  
7-23 officials, or entities to which they are required to be furnished  
7-24 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
7-25 Government Code.  
7-26 (b) The governor, one of the required recipients, has  
7-27 submitted the notice and Act to the Texas Commission on  
7-28 Environmental Quality.  
7-29 (c) The Texas Commission on Environmental Quality has filed  
7-30 its recommendations relating to this Act with the governor,  
7-31 lieutenant governor, and speaker of the house of representatives  
7-32 within the required time.  
7-33 (d) The general law relating to consent by political  
7-34 subdivisions to the creation of districts with conservation,  
7-35 reclamation, and road powers and the inclusion of land in those  
7-36 districts has been complied with.  
7-37 (e) All requirements of the constitution and laws of this  
7-38 state and the rules and procedures of the legislature with respect  
7-39 to the notice, introduction, and passage of this Act have been  
7-40 fulfilled and accomplished.  
7-41 SECTION 4. This Act takes effect immediately if it receives  
7-42 a vote of two-thirds of all the members elected to each house, as  
7-43 provided by Section 39, Article III, Texas Constitution. If this  
7-44 Act does not receive the vote necessary for immediate effect, this  
7-45 Act takes effect September 1, 2017.

7-46 \* \* \* \* \*