

1-1 By: Dutton (Senate Sponsor - Whitmire) H.B. No. 4752
 1-2 (In the Senate - Received from the House May 8, 2019;
 1-3 May 10, 2019, read first time and referred to Committee on
 1-4 Intergovernmental Relations; May 20, 2019, reported adversely,
 1-5 with favorable Committee Substitute by the following vote: Yeas 7,
 1-6 Nays 0; May 20, 2019, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			

1-16 COMMITTEE SUBSTITUTE FOR H.B. No. 4752 By: Menéndez

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

1-19 relating to the territory of the Barrett Management District.
 1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
 1-21 SECTION 1. Section 3930.005, Special District Local Laws
 1-22 Code, is amended to read as follows:
 1-23 Sec. 3930.005. DISTRICT TERRITORY. (a) The district is
 1-24 composed of the territory described by Section 2 of the Act enacting
 1-25 this chapter, as that territory may have been modified under this
 1-26 section, Section 3930.107, or other law.
 1-27 (b) The boundaries and field notes of the district contained
 1-28 in Section 2 of the Act enacting this chapter form a closure. A
 1-29 mistake in the field notes of the district contained in Section 2 of
 1-30 the Act enacting this chapter or in copying the field notes in the
 1-31 legislative process does not in any way affect the district's:
 1-32 (1) organization, existence, or validity; or
 1-33 (2) legality or operation.
 1-34 (c) The district shall hold an election in the additional
 1-35 territory in the new boundaries of the district described by
 1-36 Section 2 of the Act enacting this subsection on a uniform election
 1-37 date provided by Section 41.001, Election Code, to confirm the
 1-38 addition of the territory to the district.
 1-39 (d) Notice of the confirmation election shall state the day
 1-40 and place or places for holding the election and the proposition to
 1-41 be voted on.
 1-42 (e) The ballots for the confirmation election shall be
 1-43 printed to provide for voting "For New District Boundaries" and
 1-44 "Against New District Boundaries."
 1-45 (f) Immediately after the confirmation election, the
 1-46 presiding judge shall take returns of the results to the board. The
 1-47 board shall canvass the returns and issue an order declaring the
 1-48 results at the earliest practicable time. The order must include a
 1-49 description of the district's boundaries according to the results
 1-50 of the election.
 1-51 (g) If at least 60 percent of the votes cast in the election
 1-52 favor the addition of the territory to the district, the board shall
 1-53 issue an order declaring that the additional territory is added to
 1-54 the district and enter the result in its minutes. If less than 60
 1-55 percent of the votes cast in the election favor the addition of the
 1-56 territory to the district, the board shall issue an order declaring
 1-57 that the addition was defeated and enter the result in its minutes.
 1-58 (h) A copy of each order issued under this section must be
 1-59 filed:
 1-60 (1) in the deed records of Harris County; and

2-1 (2) with the Texas Commission on Environmental
2-2 Quality.
2-3 (i) Notwithstanding Subsections (a) and (b) of this
2-4 section, if at least 60 percent of the votes cast in the election
2-5 favor the addition of the territory in the new boundaries described
2-6 by Section 2 of the Act enacting this subsection to the district,
2-7 the district is composed of the territory in those new boundaries,
2-8 as that territory may have been modified under Section 3930.107 or
2-9 other law. The boundaries of the district contained in Section 2 of
2-10 the Act enacting this subsection form a closure. A mistake in the
2-11 description of the district contained in Section 2 of the Act
2-12 enacting this subsection or in copying the description in the
2-13 legislative process does not in any way affect the district's:

- 2-14 (1) organization, existence, or validity; or
- 2-15 (2) legality or operation.

2-16 (j) If less than 60 percent of the votes cast in the election
2-17 favor the addition of the territory in the new boundaries described
2-18 by Section 2 of the Act enacting this subsection to the district:

- 2-19 (1) Subsections (a) and (b) apply to the territory of
2-20 the district; and
- 2-21 (2) the new boundaries described by Section 2 of the
2-22 Act enacting this subsection are void.

2-23 SECTION 2. The Barrett Management District includes all the
2-24 territory contained in the area enclosed by:

- 2-25 (1) Sralla Road from Kennings Road to Barbers Hill
2-26 Road;
- 2-27 (2) Barbers Hill Road from Sralla Road to Crosby
2-28 Lynchburg Road;
- 2-29 (3) Crosby Lynchburg Road from Barbers Hill Road to
2-30 Floyd Road;
- 2-31 (4) Floyd Road from Crosby Lynchburg Road to the San
2-32 Jacinto River;
- 2-33 (5) the San Jacinto River from Floyd Road to Beaumont
2-34 Highway;
- 2-35 (6) Beaumont Highway from the San Jacinto River to
2-36 Crosby Lynchburg Road;
- 2-37 (7) Crosby Lynchburg Road from Beaumont Highway to the
2-38 northbound U.S. Highway 90 Frontage Road;
- 2-39 (8) the northbound U.S. Highway 90 Frontage Road from
2-40 Crosby Lynchburg Road to Kennings Road; and
- 2-41 (9) Kennings Road from the northbound U.S. Highway 90
2-42 Frontage Road to Sralla Road.

2-43 SECTION 3. (a) The legal notice of the intention to
2-44 introduce this Act, setting forth the general substance of this
2-45 Act, has been published as provided by law, and the notice and a
2-46 copy of this Act have been furnished to all persons, agencies,
2-47 officials, or entities to which they are required to be furnished
2-48 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
2-49 Government Code.

2-50 (b) The governor, one of the required recipients, has
2-51 submitted the notice and Act to the Texas Commission on
2-52 Environmental Quality.

2-53 (c) The Texas Commission on Environmental Quality has filed
2-54 its recommendations relating to this Act with the governor,
2-55 lieutenant governor, and speaker of the house of representatives
2-56 within the required time.

2-57 (d) All requirements of the constitution and laws of this
2-58 state and the rules and procedures of the legislature with respect
2-59 to the notice, introduction, and passage of this Act have been
2-60 fulfilled and accomplished.

2-61 SECTION 4. This Act takes effect immediately if it receives
2-62 a vote of two-thirds of all the members elected to each house, as
2-63 provided by Section 39, Article III, Texas Constitution. If this
2-64 Act does not receive the vote necessary for immediate effect, this
2-65 Act takes effect September 1, 2019.

2-66 * * * * *