

Chapter 872

H.B. No. 3099

1 AN ACT

2 relating to the effect of municipal annexation of the Venable Ranch  
3 Municipal Utility District No. 1 of Denton County; affecting the  
4 authority to impose a tax.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 8469.251(a), Special District Local Laws  
7 Code, is amended to read as follows:

8 (a) Notwithstanding any other law, if all of the territory  
9 of the district or a district created by the division of the  
10 district is annexed by the city into the corporate limits of the  
11 city [~~before the date of the election held to confirm the creation~~  
12 ~~of the district and the district is confirmed at that election~~], the  
13 district may not be dissolved and continues in existence following  
14 annexation until:

15 (1) water, sanitary sewer, and drainage improvements  
16 and roads have been constructed to serve at least 90 percent of the  
17 territory of the district capable of development; or

18 (2) the board adopts a resolution consenting to the  
19 dissolution of the district.

20 SECTION 2. Section 8469.251(b), Special District Local Laws  
21 Code, as added by Chapter 1244 (S.B. 1877), Acts of the 83rd  
22 Legislature, Regular Session, 2013, is amended to read as follows:

23 (b) After annexation by the city:

24 (1) [~~the district may not impose an ad valorem tax,~~

1           ~~(2)~~ the district may impose a special assessment in  
2 the manner provided by Subchapter F, Chapter 375, Local Government  
3 Code; and

4           (2) ~~(3)~~ Section 375.161, Local Government Code,  
5 does not apply to the district.

6           SECTION 3. Section 8469.251(b), Special District Local Laws  
7 Code, as added by Chapter 1308 (H.B. 3914), Acts of the 83rd  
8 Legislature, Regular Session, 2013, is redesignated as Section  
9 8469.251(c) to read as follows:

10          (c) ~~(b)~~ Notwithstanding Section 54.016(f)(2), Water  
11 Code, an allocation agreement between the city and the district  
12 that provides for the allocation of the taxes or revenues of the  
13 district and the city following the date of inclusion of the  
14 district's territory in the corporate limits of the city may  
15 provide that the total annual ad valorem taxes collected by the city  
16 and the district from taxable property within the city's corporate  
17 limits may exceed the city's ad valorem tax on that property.

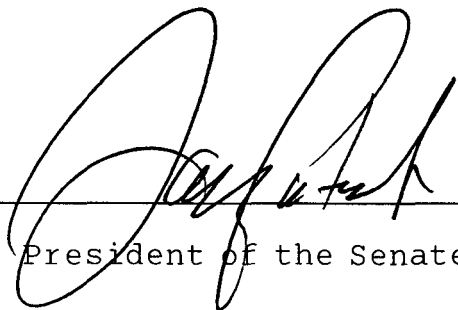
18          SECTION 4. (a) The legal notice of the intention to  
19 introduce this Act, setting forth the general substance of this  
20 Act, has been published as provided by law, and the notice and a  
21 copy of this Act have been furnished to all persons, agencies,  
22 officials, or entities to which they are required to be furnished  
23 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
24 Government Code.

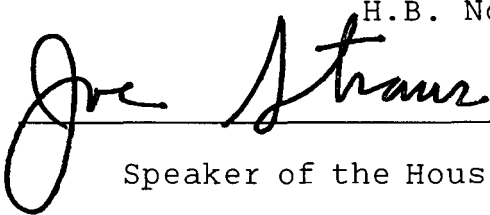
25          (b) The governor, one of the required recipients, has  
26 submitted the notice and Act to the Texas Commission on  
27 Environmental Quality.

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

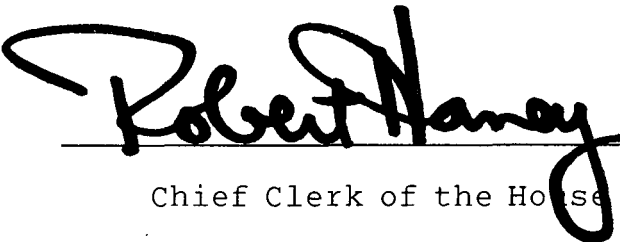
5           (d) All requirements of the constitution and laws of this  
6 state and the rules and procedures of the legislature with respect  
7 to the notice, introduction, and passage of this Act are fulfilled  
8 and accomplished.

9           SECTION 5. This Act takes effect September 1, 2015.

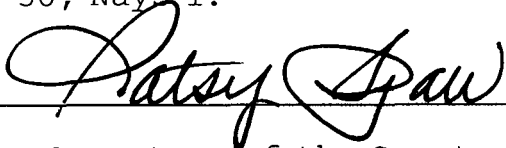
  
\_\_\_\_\_  
President of the Senate

H.B. No. 3099  
  
\_\_\_\_\_  
Speaker of the House

I certify that H.B. No. 3099 was passed by the House on May 22, 2015, by the following vote: Yeas 139, Nays 1, 2 present, not voting.

  
\_\_\_\_\_  
Chief Clerk of the House

I certify that H.B. No. 3099 was passed by the Senate on May 27, 2015, by the following vote: Yeas 30, Nays 1.

  
\_\_\_\_\_  
Secretary of the Senate

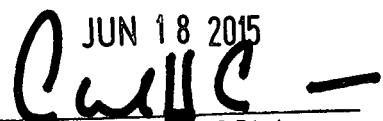
APPROVED: \_\_\_\_\_

Date

\_\_\_\_\_

Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
8:00 pm O'CLOCK

JUN 18 2015  
  
\_\_\_\_\_  
Secretary of State

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION**

**May 25, 2015**

**TO:** Honorable Kelly Hancock, Chair, Senate Committee on Administration

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE:** **HB3099** by Fallon (Relating to the effect of municipal annexation of the Venable Ranch Municipal Utility District No. 1 of Denton County; affecting the authority to impose a tax.), **As Engrossed**

**No fiscal implication to the State is anticipated.**

**Local Government Impact**

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House/Senate as to its probable fiscal implication on units of local government.

**Source Agencies:**

**LBB Staff:** UP, KK, KVe, EK

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION**

**April 20, 2015**

**TO:** Honorable Doug Miller, Chair, House Committee on Special Purpose Districts

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB3099** by Fallon (Relating to the effect of municipal annexation of the Venable Ranch Municipal Utility District No. 1 of Denton County; affecting the authority to impose a tax.), **Committee Report 1st House, Substituted**

**No fiscal implication to the State is anticipated.**

**Local Government Impact**

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**Source Agencies:**

**LBB Staff:** UP, KVe, EK

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION**

**April 7, 2015**

**TO:** Honorable Doug Miller, Chair, House Committee on Special Purpose Districts

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB3099** by Fallon (Relating to the powers and duties and annexation of the Venable Ranch Municipal Utility District No. 1 of Denton County.), **As Introduced**

<b>No fiscal implication to the State is anticipated.</b>
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**Local Government Impact**

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House/Senate as to its probable fiscal implication on units of local government.

**Source Agencies:**

**LBB Staff:** UP, KVe, EK

LETTER OF TRANSMITTAL  
HOUSE OF REPRESENTATIVES  
STATE OF TEXAS

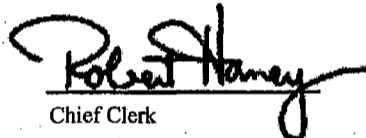
HB 3099  
Bill Number

TO: The Honorable Governor of Texas  
SUBJECT: A Bill Relating to a Conservation and Reclamation District

This is to transmit to you and the Texas Commission on Environmental Quality copies of a bill relating to a conservation and reclamation district and copies of the notice of intention to introduce the bill. One copy is for your files and one for you to forward to the Texas Commission on Environmental Quality, under Section 59(d), Article XVI, Constitution of the State of Texas.

3/13/2015

Date transmitted to  
Governor's Office

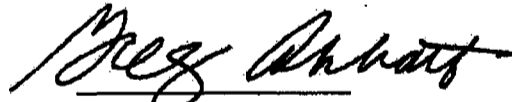
  
Chief Clerk  
House of Representatives

TO: Texas Commission on Environmental Quality  
SUBJECT: A Bill Relating to a Conservation and Reclamation District

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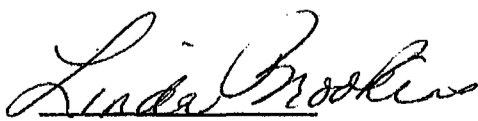
March 16, 2015

Date transmitted to  
Texas Commission on Environmental Quality

  
Governor

TO: The Honorable Speaker of the House  
The Honorable President of the Senate  
The Honorable Governor of Texas  
SUBJECT: A Bill Relating to a Conservation and Reclamation District

Attached are recommendations of the Texas Commission on Environmental Quality in compliance with Section 59(d), Article XVI, Constitution of the State of Texas.

  
Texas Commission on Environmental Quality





Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

March 27, 2015

The Honorable Joe Straus  
Texas House of Representatives  
Capitol Station  
PO Box 2910  
Austin, Texas 78768-2910

Re: Responsibility of the Texas Commission on Environmental Quality (TCEQ) Pursuant to Article XVI, Section 59(d), Texas Constitution

House Bill (HB) 3099, as Filed by Representative Pat Fallon - Relating to the powers and duties and annexation of the Venable Ranch Municipal Utility District No. 1 of Denton County

Dear Speaker Straus:

The following comments are provided pursuant to the Constitutional requirements referenced above. Under those requirements, the TCEQ must submit, to the Governor, Lieutenant Governor and Speaker of the House of Representatives, the TCEQ's recommendations on specific legislation affecting water districts. We recommend that these comments be considered in the evaluation of the proposed legislation.

The bill amends various sections of Special District Local Laws Code Chapter 8469 related to Venable Ranch Municipal Utility District No. 1 (the "District") as detailed below.

Specifies that the District (including a district that has been confirmed by division of the District) continues in existence if all of the territory in the District is annexed into the corporate limits of the City of Aubrey (the "City").

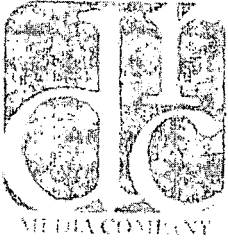
Deletes the District's limitation on imposing an ad valorem tax after being annexed by the City.

Sincerely,

A handwritten signature in cursive script that reads "Linda Brookins".

Linda Brookins, Director  
Water Supply Division

cc: Honorable Doug Miller, Chairman, House Committee on Special Purpose Districts  
Representative Pat Fallon, Texas House of Representatives



Media Company  
314 E. Hickory  
P.O. Box 369  
Denton, TX 76202  
940-387-3811

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P.O. Box 369  
Denton, TX 76202  
940-387-3811

Publication(s): Denton Record-Chronicle

**PROOF OF PUBLICATION**

Being duly sworn (s)he is the Publisher/authorized designee of the Denton Record-Chronicle, in City of Denton/surrounding areas in Denton County; Newspaper of general circulation which has been continuously and regularly published for a period of not less than one year preceding the date of the attached notice, and that the said notice was published in said newspaper on the following dates. Publication of a neighborhood newspaper began on May 7, 2005: Lewisville/Flower Mound/ HighlandVillage NeighborsGo (name changed from Southern Denton County Neighbors effective 12/2008)

12/18/2014

(signature of Authorized Designee)

Subscribed and sworn to before me  
this 13 day of Jan by  
2015

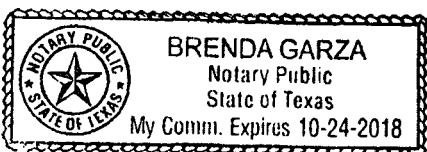
Bill Patterson

(printed name of Designee)

Witness my hand and official seal:

(signature of notary public)

Notary Public, Denton County, Texas



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**NOTICE OF INTENT TO INTRODUCE A BILL**

Pursuant to the Constitution and laws of the State of Texas, notice is hereby given of the intention to apply to the 84th Legislature of the State of Texas at its regular session in Austin, Texas for the introduction of a bill, the substance of the contemplated law being as follows:

An act relating to the powers and duties and annexation of the Venable Ranch Municipal Utility District No. 1 of Denton County.

The Act proposes to allow the board to adopt an order dividing the district before or after the date of the confirmation election and to allow an allocation of taxes between the City of Aubrey and the district after annexation.

All interested persons will, therefore, take notice of the matters and facts set out in the foregoing statement of the substance of the contemplated laws as required by the Constitution and laws of the State of Texas.

DRC 12/18/14

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DRC 12/18/14