



MEMORANDUM

JOHNSON RADCLIFFE
PETROV & BOBBITT PLLC

ENTITY SPECIFIC SUPPLEMENT TO LEGISLATIVE UPDATE (2009) 81st Texas Legislature

This supplemental memorandum contains listings of the numerous entities legislatively created, modified, or dissolved during the 81st Texas Legislature. Reviewing these lists may offer some insight into the areas that will experience significant development in years to come.

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CREATIONS

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- Aliana Management District (Fort Bend County) (SB 1295 – Hegar)
- Bastrop County Municipal Utility District No. 2 (HB 4772 – Kleinschmidt)
- Baytown Municipal Development District (Harris County) (HB 4376 – Smith, Wayne)
- Blaketree Municipal Utility District No. 1 (Montgomery County) (SB 1979 – Nichols)
- Brazoria County Municipal Utility District No. 63 (SB 2521 – Jackson, Mike)
- Brazoria County Municipal Utility District No. 64 (HB 1946 – Bonnen)

- Brazoria County Municipal Utility District No. 65 (SB 2460 – Jackson, Mike)
- Brown's Ranch Municipal Utility District No. 1 (Grayson County) (HB 4790 – Phillips)
- Brush Country Groundwater Conservation District (Brooks and Jim Hogg Counties) (SB 2456 – Hinojosa)
- Burnet County Municipal Utility District No. 3 (HB 4719 – Aycock)
- Caldwell County Municipal Utility District No. 1 (SB 660 – Hegar)
- Chambers County Improvement District No. 2 (SB 2511 – Williams)
- Chambers County Improvement District No. 3 (SB 2512 – Williams)
- Clearwater Ranch Municipal Utility District No. 1 (Burnet County) (HB 4710 – Aycock)
- Comal County Water Control and Improvement District (HB 4811 – Miller, Doug)
- Comal County Water Improvement District No. 1 (SB 2464 – Wentworth)
- Comal County Water Improvement District No. 2 (SB 2463 – Wentworth)
- Country Place Management District (Brazoria County) (SB 2479 – Jackson, Mike)
- Cypress Waters Municipal Management District (Dallas County) (SB 2466 – Harris)
- Driftwood Economic Development Municipal Management District (Hays County) (HB 4825 – Rose)
- Fort Bend County Municipal Utility District No. 192 (SB 994 – Hegar)
- Fort Bend County Municipal Utility District No. 200 (SB 880 – Hegar)
- Fort Bend County Municipal Utility District No. 201 (HB 1600 – Zerwas)
- Fort Bend County Municipal Utility District No. 202 (HB 1597 – Zerwas)
- Fort Bend County Municipal Utility District No. 203 (HB 1598 – Zerwas)
- Fort Bend County Municipal Utility District No. 204 (HB 1596 – Zerwas)
- Fort Bend County Water Control and Improvement District No. 10 (SB 1241 – Hegar)
- Fort Bend – Waller Counties Municipal Utility District No. 2 (SB 860 – Hegar)
- Galveston County Municipal Utility District No. 76 (SB 1483 – Huffman)
- Goodwater Municipal Utility District No. 1 (Williamson County) (HB 4817 – Gattis)

- Gray County Municipal Utility District No. 1 (SB 2506 – Duncan)
- Guadalupe County Development and Management District (HB 4755 – Kuempel)
- Guadalupe County Municipal Utility District No. 3 (HB 4754 – Kuempel)
- Harris County Improvement District No. 11 (HB 4722 – Cohen)
- Harris County Improvement District No. 12 (HB 4777 – Edwards)
- Harris County Improvement District No. 13 (SB 2473 – Patrick, Dan)
- Harris County Improvement District No. 14 (SB 2472 – Patrick, Dan)
- Harris County Improvement District No. 15 (SB 2531 – Gallegos)
- Harris County Improvement District No. 16 (SB 2507 – Jackson, Mike)
- Harris County Improvement District No. 17 (HB 4829 – Fletcher)
- Harris County Improvement District No. 18 (SB 2510 – Patrick, Dan)
- Harris County Improvement District No. 20 (HB 4827 – Coleman)
- Harris County Improvement District No. 21 (HB 4828 – Coleman)
- Harris County Municipal Utility District No. 478 (SB 1039 – Patrick, Dan)
- Harris County Municipal Utility District No. 495 (SB – 2455 – Patrick, Dan)
- Harris County Municipal Utility District No. 525 (SB 1464 – Williams)
- Harrison County Groundwater Conservation District and Prairielands Groundwater Conservation District (Ellis, Hill, Johnson and Somervell Counties) (SB 726 – Eltife)
- Hood County Granbury Municipal Utility District No. 1 (HB 2035 – Keffer)
- Kaufman County Parks Improvement District (HB 4789 – Brown, Betty)
- Lake Texoma Municipal Utility District No. 1 (Grayson County) (HB 4737 – Phillips)
- Lake Weatherford Municipal Utility District Nos. 1 and 2 (Parker County) (HB 4698 – King, Phil)
- League City Improvement District (Galveston County) (HB 4798 – Taylor)
- Liberty County Municipal Utility District No. 6 (SB 2524 – Williams)
- Maverick Improvement District (Palo Pinto County) (SB 2470 – Estes)
- Montgomery County Municipal Utility District No. 118 (SB 2485 – Williams)
- Montgomery County Municipal Utility District Nos. 128 and 129 (SB 2504 – Nichols)

- Montgomery County Water Control and Improvement District No. 2 (SB 2509 – Williams)
- Montgomery County Water Control and Improvement District No. 3 (SB 2486 – Williams)
- North Oak Cliff Municipal Management District (Dallas County) (SB 2501 – West)
- North Texas Groundwater Conservation District (Collin, Cooke and Denton Counties) (SB 2497 – Estes)
- Northwest Williamson County Municipal Utility District No. 1 (HB 4778 – Gattis)
- Padre Island Gateway Municipal Management District (Nueces County) (SB 2550 – Hinojosa)
- Prosper Management District No. 1 (Collin and Denton Counties) (HB 4752 – Parker)
- Red River Groundwater Conservation District (Grayson and Fannin Counties) (SB 2529 – Estes)
- Riverbend Water Resources District (Bowie County) (SB 1223 – Eltife)
- San Gabriel Municipal Utility District No. 1 (Williamson County) (HB 4800 – Gattis)
- Sedona Lakes Municipal Utility District No. 1 (Brazoria County) (HB 2022 – Weber)
- Seven Oaks Ranch Municipal Utility District (Williamson County) (HB 4799 – Gattis)
- Smith Road Water Control and Improvement District No. 1 (Jefferson County) (HB 2668 – Ritter)
- Somerset Municipal Utility District No. 3 (San Jacinto County) (SB 2518 – Nichols)
- South Fork Ranch Municipal Utility District (Williamson County) (HB 4801 – Maldonado)
- Tornillo Management District (El Paso County) (HB 4759 – Quintanilla)
- Travis County Improvement District No. 1 (SB 2526 – Watson)
- Trinity River West Municipal Management District (Dallas County) (HB 4720 – Anchia)
- Twin Lakes Municipal Utility District No. 1 (Kaufman County) (SB 2410 – Deuell)
- Van Alstyne Municipal Utility District No. 1 (Grayson County) (SB 1337 – Estes)

- Waller County Municipal Utility District No. 13 (HB 1601 – Zerwas)
- Waller County Municipal Utility District No. 14 (HB 1691 – Zerwas)
- Waller County Municipal Utility District No. 15 (HB 1599 – Zerwas)
- Waller County Municipal Utility District No. 9 (SB 588 – Hegar)
- Waller Town Center Management District (Waller County) (SB 2467 – Patrick, Dan)
- Wharton County Drainage District (SB 637 – Hegar)
- XS Ranch Municipal Utility District (Bastrop County) (HB 1841 – Kleinschmidt)

MODIFICATIONS

- 3 B&J Municipal Utility District (Williamson County) (HB 4779 – Gattis)
 - Provision for road projects/bonds for same.
- Anderson County Underground Water Conservation District (SB 848 – Nichols)
 - Revision to the uniform election date for directors elections.
- Bastrop County Water Control and Improvement District No. 2 (SB 1204 – Hegar)
 - Increase monthly property fee and exemptions from same; addition of uses of the monthly fee.
- Bayview Municipal Utility District (Galveston County) (HB 4723 – Taylor)
 - Establishment and administration of defined areas; construction, acquisition, improvement, maintenance or operation in defined areas; issuance of bonds or other obligations; imposition of ad valorem taxes.
- Bee Groundwater Conservation District (Bee County) (SB 2495 – Williams)
 - Requires that candidates for director positions must own land in the single-member district from which the person is elected.
- Bexar–Medina–Atascosa Counties Water Control and Improvement District No. 1 (HB 4706 – King, Tracy)
 - Limits directors' compensation to \$150 per month.
- Brazoria County Groundwater Conservation District (HB 4785 – Weber)
 - Change in uniform election date for directors election; revision to production fee provision.
- Brazos River Authority (HB 3031/3032 – Keffer)
 - Provides for the sale of authority property on Possum Kingdom Lake and in Palo Pinto County.
- Canadian River Municipal Water Authority (SB 1040 – Duncan, *et al.*)
 - Allows for a closed meeting of the board to include officers and employees of constituent cities.

- Central Colorado River Authority (SB 794 – Fraser)
 - Reduction of number of board members from nine (9) to five (5).
- Cibolo Creek Municipal Authority (HB 2906 – Kuempel)
 - Boundary expansion.
- Clear Creek Watershed Authority (SB 2519 – Estes)
 - Provides for exemption from ad valorem taxation.
- Clearwater Underground Water Conservation District (SB 1755 – Fraser)
 - Revision to the uniform election date for directors elections.
- Collin County Municipal Utility District (HB 4712 – Laubenberg)
 - Division of district.
- Cow Creek Groundwater Conservation District (HB 4713 – Miller, Doug)
 - District may adopt ad valorem tax exemptions.
- Dallas County Utility and Reclamation District (HB 4818 – Harper – Brown)
 - Acceptance of revisions to Flood Insurance Rate Map.
- East Montgomery County Improvement District (SB 2453 – Williams)
 - Revisions to include a "tourist development for an inland waterway" in the definition of "venue"; allowing the issuance of bonds; allowing for the increase of development area boundaries.
- East Montgomery County Municipal Utility District Nos. 8, 9, 10, 11, 12, 13, 14, Montgomery County Municipal Utility District Nos. 100 and 101, and Liberty County Municipal Utility District No. 5 (HB 4715 – Creighton)
 - Provision for dates of first directors election.
- Edwards Aquifer Authority (HB 4762 – King, Tracey)
 - Boundary expansion.
- Falcon's Lair Utility and Reclamation District (Dallas County) (SB 2462 – Carona)
 - Allow funding from a tax increment fund.
- Fort Bend County Municipal Utility District No. 161 (SB 748 – Hegar)
 - Provision for road projects/bonds for same.
- Fort Bend County Municipal Utility District No. 163 (SB 749 – Hegar)
 - Provision for road projects/bonds for same.
- Fort Bend County Municipal Utility District No. 194 (HB 1113 – Zerwas)
 - Expands the powers and duties of the districts to include road projects/issuance of bonds for same; limits eminent domain powers to exclude the ability to condemn property outside the district for road projects.

- Goliad County Groundwater Conservation District (HB 753 – Gonzalez Toureilles)
 - Revises the uniform election date for directors elections.
- Greater East End Management District (Harris County) (SB 2522 – Gallegos)
 - Revisions to the qualifications to be a director.
- Guadalupe County Groundwater Conservation District (HB 1947 – Kuempel)
 - Changes the uniform election date for directors elections.
- Harris County Improvement District No. 1 (SB 2552 – Patrick, Dan)
 - Provides for the authority to contract for law enforcement services; the establishment of economic development programs; authority for the implementation of ad valorem taxes, provide for tax abatements and the issuance of bonds; competitive bidding pursuant to Chapter 49 of the Texas Water Code.
- Harris County Improvement District No. 10/Harris County Improvement District No. 10B (HB 4795 – Allen)
 - Division into two (2) districts.
- Harris County Improvement District No. 5 (HB 4771 – Allen)
 - Imposition of taxes and issuance of bonds.
- Harris County Municipal Utility District No. 403 (HB 2102 – Dutton)
 - Imposition of taxes and issuance of bonds; limited power of eminent domain.
- Harris–Galveston Subsidence District and Fort Bend Subsidence District (SB 2543 – Hegar)
 - Provides for different civil penalties for political subdivisions for violations of the districts' penalties.
- Harris–Montgomery Counties Municipal Utility District No. 386 (SB 2483 – Williams)
 - Allows for the sale of bonds for recreational facilities.
- Irion County Water Conservation District (HB 1923 – Heflin)
 - Allows for reconfiguration of the board if annexation occurs; changes the uniform election date for directors elections.
- Kaufman County Water Control and Improvement District No. 1 (SB 2413 – Duell)
 - Removal of eminent domain powers outside the district for road projects.
- Kenedy County Groundwater Conservation District (SB 2570 – Lucio)
 - Provisions for electing directors under a single–member district system.
- Lake View Management and Development District (Henderson County) (SB 2503 – Nichols)
 - Revision to the board's filling of a vacancy and voting requirements.

- Las Lomas Municipal Utility District Nos. 3 and 4 (Kaufman County) (SB 2412 – Deuell)
 - Removal of eminent domain powers outside the district for road projects.
- Liberty Lakes Fresh Water Supply District No. 1 (Liberty County) (SB 914 – Williams)
 - Establishment of board and powers and duties of district.
- Lower Neches Valley Authority (HB 2666 – Ritter)
 - Acquisition, maintenance and improvement to Devers Canal System, its water rights and associated property.
- McLennan County Groundwater Conservation District (SB 2513 – Averitt)
 - Provides for the conformation of the district; imposition of fees; authorization to create adjacent groundwater conservation districts.
- Middle Trinity Groundwater Conservation Fee (SB 1209 – Fraser)
 - Revision to composition of board; enforcement provisions.
- North Fort Bend Water Authority (SB 2514 – Hegar)
 - Allows the authority to bring an action against a person in district court to recover fees, rates, assessments, etc., or enforce the authority's rules or orders; waives governmental immunity from suit or liability of a district or other political subdivision for the purposes of an action of this nature.
- North Texas Municipal Water District (SB 715 – Shapiro)
 - Allowance for director per diems, executive director and issuance of bonds.
- Northhampton Municipal Utility District (Harris County) (SB 1038 – Patrick, Dan)
 - Provision for name change and road projects/bonds for same.
- Parker County Utility District No. 1 (HB 4728 – King, Phil)
 - Creation of enterprise fund; ownership, operation, maintenance of water facilities.
- Parklands Municipal Utility District No. 1 (Hays County) (SB 2478 – Wentworth)
 - Provision for temporary board, powers and duties of district and addition of territory to the district.
- Plum Creek Fresh Water Supply District No. 1 (Liberty County) (SB 799 – Williams)
 - Establishment of board and powers and duties of district.
- Red River Redevelopment Authority (HB 3802 – Frost)
 - Expands the powers of the authority; provides indemnity to former and current employees or officers for fees and costs related to claims asserted against that person regarding acts/omissions because of the person's affiliation with the authority and that person has not been found guilty of such acts/omissions.

- Rio Grande Regional Water Authority (HB 2208 – Gonzales, *et al.*)
 - Defines "outer boundaries of a district".
- Santa Rita Underground Water Conservation District (Reagan County) (SB 2520 – Duncan)
 - Requires that a director be a resident of the district; revises the uniform election date for the election of directors.
- Sienna Plantation Management District (Fort Bend County) (HB 4727 – Olivo)
 - Establishment and administration of defined areas; construction, acquisition, improvement, maintenance or operation in defined areas; issuance of bonds or other obligations; imposition of ad valorem taxes.
- Sienna Plantation Municipal Utility District Nos. 4–7 (Fort Bend County) (SB 929 – 32 Huffman)
 - Provision for road projects/bonds for same.
- Trinity Glen Rose Groundwater Conservation District (Bexar County) (HB 1518 - Corte)
 - Limits the amount of fees that can be imposed by the district; terms regarding the inclusion of property in the district after annexation into municipalities within the boundaries of the district.
- Upper Trinity Groundwater Conservation District (HB 1664 – King, Phil, *et al.*)
 - Provides for certain entities exemptions from production fees.
- West Harris County Regional Water Authority (SB 2536 – Patrick, Dan)
 - The groundwater conservation district chapter (Chapter 36), disqualification of directors section (Section 49.052) and the notice, report and bankruptcy subchapter (Subchapter M, Chapter 49) of the Texas Water Code are not applicable to the authority.
 - The authority to bring an action against a person in district court to recover fees, rates, assessments, etc., or enforce the authority's rules or orders; waives governmental immunity from suit or liability of a district or other political subdivision for the purposes of an action of this nature.
- Westchase District (Harris County) (SB 2496 – Patrick, Dan)
 - Allows the board to change the number of voting members; provides limitations of tort liability to the district; allows inclusion in special zones; allows creation of nonprofit corporations by the district; allows the district to be a member of charitable organizations; allows implementation of an assessment to lay electrical or optical lines.
- Williamson County Municipal Utility District No. 21 (HB 4748 – Gattis)
 - Extend time limit for confirmation/directors election; division into two (2) districts.

DISSOLUTIONS

- Lower Concho River Water and Soil Conservation Authority (SB 1260 – Duncan)
- Ranch at Cypress Creek Municipal Utility District No. 1 (Williamson County) (HB 4815 – Gattis)
 - Allows for dissolution of the district and for the local homeowner's association to include supplemental property of the district into its jurisdiction.
- Tablerock Groundwater Conservation District (SB 663 – Averitt)