

**CHAPTER 475**

**H.B. No. 2421**

An Act relating to the powers, duties, and financing of the Dallas County Utility and Reclamation District and validating prior elections and other actions and contracts.

*Be it enacted by the Legislature of the State of Texas:*

**SECTION 1.** Chapter 628, Acts of the 68th Legislature, Regular Session, 1983, is hereby amended by adding Section 4A to read as follows:

*Sec. 4A. In addition to the powers granted elsewhere in this Act, the district is hereby vested with and shall have and may exercise the following additional rights, powers, privileges, authorities, and functions:*

*(1) the district is authorized to provide for the construction, maintenance, and operation of macadamized, graveled, or paved roads and turnpikes, or works, facilities, or improvements in aid thereof, within or without the boundaries of the district, to the fullest extent authorized and contemplated by the provisions of Article III, Section 52, of the Texas Constitution, and subject to the provisions of this Act to issue, sell, and deliver the bonds, notes, or other obligations of the district for such purposes; provided, however, that without the consent and approval of the city of Irving, the district shall not undertake to construct, maintain, operate, repair, reconstruct, cross, intersect, or connect with any public streets or roads of the city of Irving;*

*(2) the board is hereby authorized to expend funds, to borrow money, to issue bonds, to issue bond anticipation notes and tax anticipation notes, to levy and collect maintenance taxes, and to carry out all acts and to have all power and authority authorized by Article III, Section 52, of the Texas Constitution; provided, however, that no bonds for the purposes described in this section shall be issued by the district except upon a vote of a two-thirds majority of the resident, qualified electors of the district voting thereon; and provided further, that bonds, notes, or other obligations of the district issued or incurred for the purposes described in this Act may not exceed one-fourth of the assessed valuation of the real property of such district.*

**SECTION 2.** The reorganization of Dallas County Municipal Utility District No. 1 into Dallas County Utility and Reclamation District, all elections held, all contracts executed, and all bonds and other obligations issued by the district and the expenditure of funds in payment or satisfaction of same, annexations, and all other governmental actions thereof are hereby in all things validated, ratified, and confirmed.

**SECTION 3.** The legislature specifically finds and declares that the requirements of Article XVI, Section 59(d), and of Article III, Section 52, of the Texas Constitution, have been met, done, and accomplished in due course and time and in due order and that the legislature has the power and authority to enact this Act.

**SECTION 4.** If any word, phrase, clause, paragraph, sentence, part, portion, or provision of this Act or the application thereof to any person or circumstance shall be held to be invalid or unconstitutional, the remainder of this Act shall nevertheless be valid, and the legislature hereby declares that this Act would have been enacted without such invalid or unconstitutional word, phrase, clause, paragraph, sentence, part, portion, or provision. All of the terms and provisions of this Act are to be liberally construed to effectuate the purposes, powers, rights, functions, and authorities herein set forth.

**SECTION 5.** The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on April 25, 1985, by a non-record vote; and, pursuant to the provisions of Article XVI, Section 59(d) of the Constitution of Texas, a copy of H.B. No. 2421 was transmitted to the governor on April 9, 1985, and the recommendation of the Texas Water Commission was filed with the Speaker of the House on May 20, 1985; passed by the Senate on May 15, 1985, by the following vote: Yeas 31, Nays 0.

Approved: June 11, 1985

Effective: August 26, 1985