SPECIAL DISTRICT LOCAL LAWS CODE

TITLE 6. DEVELOPMENT AND IMPROVEMENT

SUBTITLE D. DEVELOPMENT, IMPROVEMENT, AND MANAGEMENT DISTRICTS

CHAPTER 382. CULTURAL MANAGEMENT DISTRICTS

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 382.001. DEFINITIONS. In this chapter:

(1) "District" means a cultural management district.

(2) "Director" means a member of the board of directors of a district.

(3) "Cultural" means the Cultural Municipal Management District.

Sec. 382.002. CONSTRUCTION OF CHAPTER. This chapter is cumulative of all other laws relating to the creation and operation of a cultural management district.

Acts 2007, 80th Leg., R.S., Ch. 870, Sec. 1, eff. Sept. 1, 2007.

Sec. 382.003. CONSTITUTIONAL AUTHORITY. (a) The creation of a district is a valid and constitutional exercise of the legislature's authority under Section 59, Article XVI, and Section 52, Article III, Texas Constitution, and the legislature has specifically found and determined that the creation of a district is for the benefit of the people of the state, for the improvement of their health and welfare, and for the general commerce and business of the state.

(b) The creation of a district is necessary to promote, develop, encourage, and maintain employment, commerce, transportation, housing, tourism, recreation, the arts, entertainment, economic development, and the public health and welfare in the district.

(c) This chapter and the creation of the district may be liberally construed in order to effect the purpose of the constitutional provisions and statutes referred to in this section and the purpose of this chapter to the area in the district. The district is created to supplement and further the public purpose of state and local government in the area of the district.

Sec. 382.004. CREATION OF DISTRICT; PURPOSES. (a) The creation of a district is for the public purposes of:

(1) developing and maintaining the economy of the state;

(2) assisting municipalities and counties;

(3) providing quality employment and business opportunities;

(4) stimulating business and commerce in the state;

(5) the district's:

(A) economic development, safety, and general welfare of residents, visitors, and tourists, including cultural, recreational, and educational activities, and the arts;

(B) ability to promote, develop, and diversify its economy, including the ability to promote development, redevelopment, and diversification of business and the economic activity in the district, which are necessary for the maintenance of the economic health and vitality of the district;

(C) ability to promote and develop new or expanded business enterprises in the district, including the ability to provide or support projects, programs, and events and activities over period of and necessary components of a long-range development plan, which are necessary for the maintenance of economic and cultural health;

(D) The district will not be an agent or instrumentality of the state or a political subdivision of the state for purposes of Section 52, Article III, Texas Constitution, and Section 59, Article XVI, Texas Constitution.

(E) The creation of the district is in the public interest and is intended to further the public purpose of:

(i) developing and diversifying the economy of the state;

(ii) eliminating unemployment and underemployment;

(iii) providing quality employment and business opportunities;

(iv) stimulating business and commerce in the state;

(v) the district's:

(a) economic development, safety, and general welfare of residents, visitors, and tourists, including cultural, recreational, and educational activities, and the arts;

(b) ability to promote, develop, and diversify its economy, including the ability to promote development, redevelopment, and diversification of business and the economic activity in the district, which are necessary for the maintenance of the economic health and vitality of the district;

(c) ability to promote and develop new or expanded business enterprises in the district, including the ability to provide or support projects, programs, and events and activities over period of and necessary components of a long-range development plan, which are necessary for the maintenance of economic and cultural health;

(vi) the district will not be an agent or instrumentality of the state or a political subdivision of the state for purposes of Section 52, Article III, Texas Constitution, and Section 59, Article XVI, Texas Constitution.

Sec. 382.005. ELIGIBILITY FOR PROVISION OF SPECIAL SERVICES. (a) Property in a district is eligible to receive special services from the district if the property is located in the district.

(b) Property is not eligible to receive special services from the district if the property is located in a city or municipality in which an ordinance or resolution has been adopted under Section 382.0101 that prohibits the creation of a district in the city or municipality.

Sec. 382.006. DISTRICT TERRITORY. (a) The district is composed of the territory described by Section 382.0101.

(b) The boundaries and field notes of the district are those set forth in Section 382.0101.

(c) Section 382.0101 is:

(1) a description of the territory of the district intended as a result of the ad valorem tax rolls changes in or lapsing the field notes of the district as the result of the annexation of the territory;

(2) a description of the district's boundaries as of the date of the creation of the district's eligibility to contract, including the right to receive sales and use tax revenue under a contract with a municipality or county; and

(3) a description of the district's boundaries for other purposes, or any other purpose or purposes.

Sec. 382.007. LIBERAL APPLICATION OF THE BOARD.

Added by Acts 2007, 80th Leg., R.S., Ch. 870, Sec. 1, eff. Sept. 1, 2007.

SUBCHAPTER B. BOARD OF DIRECTORS

Sec. 382.0101. DIRECTORS. (a) The director is the governor of the district.

(b) The board of directors of the district consists of the director and the seventeen other directors.

(c) Section 382.0101 is:

(1) a description of the board of the district intended as a result of the ad valorem tax rolls changes in or lapsing the field notes of the district as the result of the annexation of the territory;

(2) a description of the board of the district's boundaries as of the date of the creation of the district's eligibility to contract, including the right to receive sales and use tax revenue under a contract with a municipality or county; and

(3) a description of the board of the district's boundaries for other purposes, or any other purpose or purposes.

Sec. 382.0102. LIBERAL APPLICATION OF THE BOARD.

Added by Acts 2007, 80th Leg., R.S., Ch. 870, Sec. 1, eff. Sept. 1, 2007.

SUBCHAPTER C. POWERS AND DUTIES

Sec. 382.0201. REGULATION FOR PROVISION OF SPECIAL SERVICES. (a) The board of directors may adopt rules governing the provision of special services.

(b) The board of directors may adopt rules governing the provision of special services.

Sec. 382.0202. DISTRICT PROPERTY. (a) The board of directors may adopt rules for the use of property in the district.

(b) The board of directors may adopt rules for the use of property in the district.

Sec. 382.0203. ADVISORY BOARD. (a) The board of directors may create an advisory board to assist the board in the performance of its duties.

(b) The board of directors may create an advisory board to assist the board in the performance of its duties.

Sec. 382.0204. ADVISORY BOARD MEMBERS. (a) The board of directors may appoint members to the advisory board.

(b) The board of directors may appoint members to the advisory board.

Sec. 382.0205. ADVISORY BOARD MEETINGS. (a) The advisory board may meet at the request of the board of directors.

(b) The advisory board may meet at the request of the board of directors.

Sec. 382.0206. ADVISORY BOARD REPORTS. (a) The advisory board may prepare and submit to the board of directors a report on the activities of the district.

(b) The advisory board may prepare and submit to the board of directors a report on the activities of the district.

Sec. 382.0207. ADVISORY BOARD COMPENSATION. (a) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

(b) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

Sec. 382.0208. ADVISORY BOARD MEMBERS' RIGHTS. (a) The members of the advisory board have the same rights and privileges as the members of the board of directors.

(b) The members of the advisory board have the same rights and privileges as the members of the board of directors.

Sec. 382.0209. ADVISORY BOARD MEMBERS' DUTIES. (a) The members of the advisory board have the same duties as the members of the board of directors.

(b) The members of the advisory board have the same duties as the members of the board of directors.

Sec. 382.0210. ADVISORY BOARD MEMBERS' LIABILITY. (a) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

Sec. 382.0211. ADVISORY BOARD MEMBERS' INDEMNIFICATION. (a) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

Sec. 382.0212. ADVISORY BOARD MEMBERS' OATH OF OFFICE. (a) The members of the advisory board shall take the oath of office required of the members of the board of directors.

(b) The members of the advisory board shall take the oath of office required of the members of the board of directors.

Sec. 382.0213. ADVISORY BOARD MEMBERS' BONDS. (a) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

(b) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

Sec. 382.0214. ADVISORY BOARD MEMBERS' TERMS. (a) The members of the advisory board serve terms of two years.

(b) The members of the advisory board serve terms of two years.

Sec. 382.0215. ADVISORY BOARD MEMBERS' VACANCIES. (a) The board of directors may fill vacancies on the advisory board.

(b) The board of directors may fill vacancies on the advisory board.

Sec. 382.0216. ADVISORY BOARD MEMBERS' REMOVAL. (a) The board of directors may remove members of the advisory board.

(b) The board of directors may remove members of the advisory board.

Sec. 382.0217. ADVISORY BOARD MEMBERS' OFFICERS. (a) The members of the advisory board may elect officers.

(b) The members of the advisory board may elect officers.

Sec. 382.0218. ADVISORY BOARD MEMBERS' QUORUM. (a) The members of the advisory board constitute a quorum.

(b) The members of the advisory board constitute a quorum.

Sec. 382.0219. ADVISORY BOARD MEMBERS' MEETINGS. (a) The members of the advisory board may meet at the request of the board of directors.

(b) The members of the advisory board may meet at the request of the board of directors.

Sec. 382.0220. ADVISORY BOARD MEMBERS' REPORTS. (a) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

(b) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

Sec. 382.0221. ADVISORY BOARD MEMBERS' COMPENSATION. (a) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

(b) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

Sec. 382.0222. ADVISORY BOARD MEMBERS' RIGHTS. (a) The members of the advisory board have the same rights and privileges as the members of the board of directors.

(b) The members of the advisory board have the same rights and privileges as the members of the board of directors.

Sec. 382.0223. ADVISORY BOARD MEMBERS' DUTIES. (a) The members of the advisory board have the same duties as the members of the board of directors.

(b) The members of the advisory board have the same duties as the members of the board of directors.

Sec. 382.0224. ADVISORY BOARD MEMBERS' LIABILITY. (a) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

Sec. 382.0225. ADVISORY BOARD MEMBERS' INDEMNIFICATION. (a) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

Sec. 382.0226. ADVISORY BOARD MEMBERS' OATH OF OFFICE. (a) The members of the advisory board shall take the oath of office required of the members of the board of directors.

(b) The members of the advisory board shall take the oath of office required of the members of the board of directors.

Sec. 382.0227. ADVISORY BOARD MEMBERS' BONDS. (a) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

(b) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

Sec. 382.0228. ADVISORY BOARD MEMBERS' TERMS. (a) The members of the advisory board serve terms of two years.

(b) The members of the advisory board serve terms of two years.

Sec. 382.0229. ADVISORY BOARD MEMBERS' VACANCIES. (a) The board of directors may fill vacancies on the advisory board.

(b) The board of directors may fill vacancies on the advisory board.

Sec. 382.0230. ADVISORY BOARD MEMBERS' REMOVAL. (a) The board of directors may remove members of the advisory board.

(b) The board of directors may remove members of the advisory board.

Sec. 382.0231. ADVISORY BOARD MEMBERS' OFFICERS. (a) The members of the advisory board may elect officers.

(b) The members of the advisory board may elect officers.

Sec. 382.0232. ADVISORY BOARD MEMBERS' QUORUM. (a) The members of the advisory board constitute a quorum.

(b) The members of the advisory board constitute a quorum.

Sec. 382.0233. ADVISORY BOARD MEMBERS' MEETINGS. (a) The members of the advisory board may meet at the request of the board of directors.

(b) The members of the advisory board may meet at the request of the board of directors.

Sec. 382.0234. ADVISORY BOARD MEMBERS' REPORTS. (a) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

(b) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

Sec. 382.0235. ADVISORY BOARD MEMBERS' COMPENSATION. (a) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

(b) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

Sec. 382.0236. ADVISORY BOARD MEMBERS' RIGHTS. (a) The members of the advisory board have the same rights and privileges as the members of the board of directors.

(b) The members of the advisory board have the same rights and privileges as the members of the board of directors.

Sec. 382.0237. ADVISORY BOARD MEMBERS' DUTIES. (a) The members of the advisory board have the same duties as the members of the board of directors.

(b) The members of the advisory board have the same duties as the members of the board of directors.

Sec. 382.0238. ADVISORY BOARD MEMBERS' LIABILITY. (a) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

Sec. 382.0239. ADVISORY BOARD MEMBERS' INDEMNIFICATION. (a) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

Sec. 382.0240. ADVISORY BOARD MEMBERS' OATH OF OFFICE. (a) The members of the advisory board shall take the oath of office required of the members of the board of directors.

(b) The members of the advisory board shall take the oath of office required of the members of the board of directors.

Sec. 382.0241. ADVISORY BOARD MEMBERS' BONDS. (a) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

(b) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

Sec. 382.0242. ADVISORY BOARD MEMBERS' TERMS. (a) The members of the advisory board serve terms of two years.

(b) The members of the advisory board serve terms of two years.

Sec. 382.0243. ADVISORY BOARD MEMBERS' VACANCIES. (a) The board of directors may fill vacancies on the advisory board.

(b) The board of directors may fill vacancies on the advisory board.

Sec. 382.0244. ADVISORY BOARD MEMBERS' REMOVAL. (a) The board of directors may remove members of the advisory board.

(b) The board of directors may remove members of the advisory board.

Sec. 382.0245. ADVISORY BOARD MEMBERS' OFFICERS. (a) The members of the advisory board may elect officers.

(b) The members of the advisory board may elect officers.

Sec. 382.0246. ADVISORY BOARD MEMBERS' QUORUM. (a) The members of the advisory board constitute a quorum.

(b) The members of the advisory board constitute a quorum.

Sec. 382.0247. ADVISORY BOARD MEMBERS' MEETINGS. (a) The members of the advisory board may meet at the request of the board of directors.

(b) The members of the advisory board may meet at the request of the board of directors.

Sec. 382.0248. ADVISORY BOARD MEMBERS' REPORTS. (a) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

(b) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

Sec. 382.0249. ADVISORY BOARD MEMBERS' COMPENSATION. (a) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

(b) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

Sec. 382.0250. ADVISORY BOARD MEMBERS' RIGHTS. (a) The members of the advisory board have the same rights and privileges as the members of the board of directors.

(b) The members of the advisory board have the same rights and privileges as the members of the board of directors.

Sec. 382.0251. ADVISORY BOARD MEMBERS' DUTIES. (a) The members of the advisory board have the same duties as the members of the board of directors.

(b) The members of the advisory board have the same duties as the members of the board of directors.

Sec. 382.0252. ADVISORY BOARD MEMBERS' LIABILITY. (a) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

Sec. 382.0253. ADVISORY BOARD MEMBERS' INDEMNIFICATION. (a) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

Sec. 382.0254. ADVISORY BOARD MEMBERS' OATH OF OFFICE. (a) The members of the advisory board shall take the oath of office required of the members of the board of directors.

(b) The members of the advisory board shall take the oath of office required of the members of the board of directors.

Sec. 382.0255. ADVISORY BOARD MEMBERS' BONDS. (a) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

(b) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

Sec. 382.0256. ADVISORY BOARD MEMBERS' TERMS. (a) The members of the advisory board serve terms of two years.

(b) The members of the advisory board serve terms of two years.

Sec. 382.0257. ADVISORY BOARD MEMBERS' VACANCIES. (a) The board of directors may fill vacancies on the advisory board.

(b) The board of directors may fill vacancies on the advisory board.

Sec. 382.0258. ADVISORY BOARD MEMBERS' REMOVAL. (a) The board of directors may remove members of the advisory board.

(b) The board of directors may remove members of the advisory board.

Sec. 382.0259. ADVISORY BOARD MEMBERS' OFFICERS. (a) The members of the advisory board may elect officers.

(b) The members of the advisory board may elect officers.

Sec. 382.0260. ADVISORY BOARD MEMBERS' QUORUM. (a) The members of the advisory board constitute a quorum.

(b) The members of the advisory board constitute a quorum.

Sec. 382.0261. ADVISORY BOARD MEMBERS' MEETINGS. (a) The members of the advisory board may meet at the request of the board of directors.

(b) The members of the advisory board may meet at the request of the board of directors.

Sec. 382.0262. ADVISORY BOARD MEMBERS' REPORTS. (a) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

(b) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

Sec. 382.0263. ADVISORY BOARD MEMBERS' COMPENSATION. (a) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

(b) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

Sec. 382.0264. ADVISORY BOARD MEMBERS' RIGHTS. (a) The members of the advisory board have the same rights and privileges as the members of the board of directors.

(b) The members of the advisory board have the same rights and privileges as the members of the board of directors.

Sec. 382.0265. ADVISORY BOARD MEMBERS' DUTIES. (a) The members of the advisory board have the same duties as the members of the board of directors.

(b) The members of the advisory board have the same duties as the members of the board of directors.

Sec. 382.0266. ADVISORY BOARD MEMBERS' LIABILITY. (a) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

Sec. 382.0267. ADVISORY BOARD MEMBERS' INDEMNIFICATION. (a) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

Sec. 382.0268. ADVISORY BOARD MEMBERS' OATH OF OFFICE. (a) The members of the advisory board shall take the oath of office required of the members of the board of directors.

(b) The members of the advisory board shall take the oath of office required of the members of the board of directors.

Sec. 382.0269. ADVISORY BOARD MEMBERS' BONDS. (a) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

(b) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

Sec. 382.0270. ADVISORY BOARD MEMBERS' TERMS. (a) The members of the advisory board serve terms of two years.

(b) The members of the advisory board serve terms of two years.

Sec. 382.0271. ADVISORY BOARD MEMBERS' VACANCIES. (a) The board of directors may fill vacancies on the advisory board.

(b) The board of directors may fill vacancies on the advisory board.

Sec. 382.0272. ADVISORY BOARD MEMBERS' REMOVAL. (a) The board of directors may remove members of the advisory board.

(b) The board of directors may remove members of the advisory board.

Sec. 382.0273. ADVISORY BOARD MEMBERS' OFFICERS. (a) The members of the advisory board may elect officers.

(b) The members of the advisory board may elect officers.

Sec. 382.0274. ADVISORY BOARD MEMBERS' QUORUM. (a) The members of the advisory board constitute a quorum.

(b) The members of the advisory board constitute a quorum.

Sec. 382.0275. ADVISORY BOARD MEMBERS' MEETINGS. (a) The members of the advisory board may meet at the request of the board of directors.

(b) The members of the advisory board may meet at the request of the board of directors.

Sec. 382.0276. ADVISORY BOARD MEMBERS' REPORTS. (a) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

(b) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

Sec. 382.0277. ADVISORY BOARD MEMBERS' COMPENSATION. (a) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

(b) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

Sec. 382.0278. ADVISORY BOARD MEMBERS' RIGHTS. (a) The members of the advisory board have the same rights and privileges as the members of the board of directors.

(b) The members of the advisory board have the same rights and privileges as the members of the board of directors.

Sec. 382.0279. ADVISORY BOARD MEMBERS' DUTIES. (a) The members of the advisory board have the same duties as the members of the board of directors.

(b) The members of the advisory board have the same duties as the members of the board of directors.

Sec. 382.0280. ADVISORY BOARD MEMBERS' LIABILITY. (a) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

Sec. 382.0281. ADVISORY BOARD MEMBERS' INDEMNIFICATION. (a) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

Sec. 382.0282. ADVISORY BOARD MEMBERS' OATH OF OFFICE. (a) The members of the advisory board shall take the oath of office required of the members of the board of directors.

(b) The members of the advisory board shall take the oath of office required of the members of the board of directors.

Sec. 382.0283. ADVISORY BOARD MEMBERS' BONDS. (a) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

(b) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

Sec. 382.0284. ADVISORY BOARD MEMBERS' TERMS. (a) The members of the advisory board serve terms of two years.

(b) The members of the advisory board serve terms of two years.

Sec. 382.0285. ADVISORY BOARD MEMBERS' VACANCIES. (a) The board of directors may fill vacancies on the advisory board.

(b) The board of directors may fill vacancies on the advisory board.

Sec. 382.0286. ADVISORY BOARD MEMBERS' REMOVAL. (a) The board of directors may remove members of the advisory board.

(b) The board of directors may remove members of the advisory board.

Sec. 382.0287. ADVISORY BOARD MEMBERS' OFFICERS. (a) The members of the advisory board may elect officers.

(b) The members of the advisory board may elect officers.

Sec. 382.0288. ADVISORY BOARD MEMBERS' QUORUM. (a) The members of the advisory board constitute a quorum.

(b) The members of the advisory board constitute a quorum.

Sec. 382.0289. ADVISORY BOARD MEMBERS' MEETINGS. (a) The members of the advisory board may meet at the request of the board of directors.

(b) The members of the advisory board may meet at the request of the board of directors.

Sec. 382.0290. ADVISORY BOARD MEMBERS' REPORTS. (a) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

(b) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

Sec. 382.0291. ADVISORY BOARD MEMBERS' COMPENSATION. (a) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

(b) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

Sec. 382.0292. ADVISORY BOARD MEMBERS' RIGHTS. (a) The members of the advisory board have the same rights and privileges as the members of the board of directors.

(b) The members of the advisory board have the same rights and privileges as the members of the board of directors.

Sec. 382.0293. ADVISORY BOARD MEMBERS' DUTIES. (a) The members of the advisory board have the same duties as the members of the board of directors.

(b) The members of the advisory board have the same duties as the members of the board of directors.

Sec. 382.0294. ADVISORY BOARD MEMBERS' LIABILITY. (a) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

Sec. 382.0295. ADVISORY BOARD MEMBERS' INDEMNIFICATION. (a) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

Sec. 382.0296. ADVISORY BOARD MEMBERS' OATH OF OFFICE. (a) The members of the advisory board shall take the oath of office required of the members of the board of directors.

(b) The members of the advisory board shall take the oath of office required of the members of the board of directors.

Sec. 382.0297. ADVISORY BOARD MEMBERS' BONDS. (a) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

(b) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

Sec. 382.0298. ADVISORY BOARD MEMBERS' TERMS. (a) The members of the advisory board serve terms of two years.

(b) The members of the advisory board serve terms of two years.

Sec. 382.0299. ADVISORY BOARD MEMBERS' VACANCIES. (a) The board of directors may fill vacancies on the advisory board.

(b) The board of directors may fill vacancies on the advisory board.

Sec. 382.0300. ADVISORY BOARD MEMBERS' REMOVAL. (a) The board of directors may remove members of the advisory board.

(b) The board of directors may remove members of the advisory board.

Sec. 382.0301. ADVISORY BOARD MEMBERS' OFFICERS. (a) The members of the advisory board may elect officers.

(b) The members of the advisory board may elect officers.

Sec. 382.0302. ADVISORY BOARD MEMBERS' QUORUM. (a) The members of the advisory board constitute a quorum.

(b) The members of the advisory board constitute a quorum.

Sec. 382.0303. ADVISORY BOARD MEMBERS' MEETINGS. (a) The members of the advisory board may meet at the request of the board of directors.

(b) The members of the advisory board may meet at the request of the board of directors.

Sec. 382.0304. ADVISORY BOARD MEMBERS' REPORTS. (a) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

(b) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

Sec. 382.0305. ADVISORY BOARD MEMBERS' COMPENSATION. (a) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

(b) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

Sec. 382.0306. ADVISORY BOARD MEMBERS' RIGHTS. (a) The members of the advisory board have the same rights and privileges as the members of the board of directors.

(b) The members of the advisory board have the same rights and privileges as the members of the board of directors.

Sec. 382.0307. ADVISORY BOARD MEMBERS' DUTIES. (a) The members of the advisory board have the same duties as the members of the board of directors.

(b) The members of the advisory board have the same duties as the members of the board of directors.

Sec. 382.0308. ADVISORY BOARD MEMBERS' LIABILITY. (a) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

Sec. 382.0309. ADVISORY BOARD MEMBERS' INDEMNIFICATION. (a) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

Sec. 382.0310. ADVISORY BOARD MEMBERS' OATH OF OFFICE. (a) The members of the advisory board shall take the oath of office required of the members of the board of directors.

(b) The members of the advisory board shall take the oath of office required of the members of the board of directors.

Sec. 382.0311. ADVISORY BOARD MEMBERS' BONDS. (a) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

(b) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

Sec. 382.0312. ADVISORY BOARD MEMBERS' TERMS. (a) The members of the advisory board serve terms of two years.

(b) The members of the advisory board serve terms of two years.

Sec. 382.0313. ADVISORY BOARD MEMBERS' VACANCIES. (a) The board of directors may fill vacancies on the advisory board.

(b) The board of directors may fill vacancies on the advisory board.

Sec. 382.0314. ADVISORY BOARD MEMBERS' REMOVAL. (a) The board of directors may remove members of the advisory board.

(b) The board of directors may remove members of the advisory board.

Sec. 382.0315. ADVISORY BOARD MEMBERS' OFFICERS. (a) The members of the advisory board may elect officers.

(b) The members of the advisory board may elect officers.

Sec. 382.0316. ADVISORY BOARD MEMBERS' QUORUM. (a) The members of the advisory board constitute a quorum.

(b) The members of the advisory board constitute a quorum.

Sec. 382.0317. ADVISORY BOARD MEMBERS' MEETINGS. (a) The members of the advisory board may meet at the request of the board of directors.

(b) The members of the advisory board may meet at the request of the board of directors.

Sec. 382.0318. ADVISORY BOARD MEMBERS' REPORTS. (a) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

(b) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

Sec. 382.0319. ADVISORY BOARD MEMBERS' COMPENSATION. (a) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

(b) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

Sec. 382.0320. ADVISORY BOARD MEMBERS' RIGHTS. (a) The members of the advisory board have the same rights and privileges as the members of the board of directors.

(b) The members of the advisory board have the same rights and privileges as the members of the board of directors.

Sec. 382.0321. ADVISORY BOARD MEMBERS' DUTIES. (a) The members of the advisory board have the same duties as the members of the board of directors.

(b) The members of the advisory board have the same duties as the members of the board of directors.

Sec. 382.0322. ADVISORY BOARD MEMBERS' LIABILITY. (a) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

Sec. 382.0323. ADVISORY BOARD MEMBERS' INDEMNIFICATION. (a) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

Sec. 382.0324. ADVISORY BOARD MEMBERS' OATH OF OFFICE. (a) The members of the advisory board shall take the oath of office required of the members of the board of directors.

(b) The members of the advisory board shall take the oath of office required of the members of the board of directors.

Sec. 382.0325. ADVISORY BOARD MEMBERS' BONDS. (a) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

(b) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

Sec. 382.0326. ADVISORY BOARD MEMBERS' TERMS. (a) The members of the advisory board serve terms of two years.

(b) The members of the advisory board serve terms of two years.

Sec. 382.0327. ADVISORY BOARD MEMBERS' VACANCIES. (a) The board of directors may fill vacancies on the advisory board.

(b) The board of directors may fill vacancies on the advisory board.

Sec. 382.0328. ADVISORY BOARD MEMBERS' REMOVAL. (a) The board of directors may remove members of the advisory board.

(b) The board of directors may remove members of the advisory board.

Sec. 382.0329. ADVISORY BOARD MEMBERS' OFFICERS. (a) The members of the advisory board may elect officers.

(b) The members of the advisory board may elect officers.

Sec. 382.0330. ADVISORY BOARD MEMBERS' QUORUM. (a) The members of the advisory board constitute a quorum.

(b) The members of the advisory board constitute a quorum.

Sec. 382.0331. ADVISORY BOARD MEMBERS' MEETINGS. (a) The members of the advisory board may meet at the request of the board of directors.

(b) The members of the advisory board may meet at the request of the board of directors.

Sec. 382.0332. ADVISORY BOARD MEMBERS' REPORTS. (a) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

(b) The members of the advisory board may prepare and submit to the board of directors a report on the activities of the district.

Sec. 382.0333. ADVISORY BOARD MEMBERS' COMPENSATION. (a) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

(b) The members of the advisory board may receive a reasonable compensation for their services as determined by resolution, by the city and the board of directors of the district, and reimbursement for their reasonable and necessary expenses incurred while performing their duties.

Sec. 382.0334. ADVISORY BOARD MEMBERS' RIGHTS. (a) The members of the advisory board have the same rights and privileges as the members of the board of directors.

(b) The members of the advisory board have the same rights and privileges as the members of the board of directors.

Sec. 382.0335. ADVISORY BOARD MEMBERS' DUTIES. (a) The members of the advisory board have the same duties as the members of the board of directors.

(b) The members of the advisory board have the same duties as the members of the board of directors.

Sec. 382.0336. ADVISORY BOARD MEMBERS' LIABILITY. (a) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are liable for the same acts or omissions as the members of the board of directors.

Sec. 382.0337. ADVISORY BOARD MEMBERS' INDEMNIFICATION. (a) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

(b) The members of the advisory board are indemnified by the district for the same acts or omissions as the members of the board of directors.

Sec. 382.0338. ADVISORY BOARD MEMBERS' OATH OF OFFICE. (a) The members of the advisory board shall take the oath of office required of the members of the board of directors.

(b) The members of the advisory board shall take the oath of office required of the members of the board of directors.

Sec. 382.0339. ADVISORY BOARD MEMBERS' BONDS. (a) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

(b) The members of the advisory board shall execute a bond in the same amount and form as required of the members of the board of directors.

Sec. 382.0340. ADVISORY BOARD MEMBERS' TERMS. (a) The members of the advisory board serve terms of two years.

(b) The members of the advisory board serve terms of two years.

Sec. 382.0341. ADVISORY BOARD MEMBERS' VACANCIES. (a) The board of directors may fill vacancies on the advisory board.

(b) The board of directors may fill vacancies on the advisory board.

Sec. 382.0342. ADVISORY BOARD MEMBERS' REMOVAL. (a) The board of directors may remove members of the advisory board.

(b) The board of directors may remove members of the advisory board.

Sec. 382.0343. ADVISORY BOARD MEMBERS' OFFICERS. (a) The members of the advisory board may elect officers.

(b

Sec. 3861.159. BOND MATURITY. Bonds may mature not more than 40 years from their date of issue.

Added by Acts 2007, 80th Leg., R.S., Ch. 531 (S.B. 919), Sec. 1, eff. June 16, 2007.

Sec. 3861.160. TAXES FOR BONDS AND OTHER OBLIGATIONS. (a) At the time bonds or other obligations payable wholly or partly from ad valorem taxes are issued:

(1) the board shall impose a continuing direct annual ad valorem tax, without limit as to rate or amount, for each year that all or part of the bonds are outstanding; and

(2) the district annually shall impose an ad valorem tax on all taxable property in the district in an amount sufficient to:

(A) pay the interest on the bonds or other obligations as the interest becomes due;

(B) create a sinking fund for the payment of the principal of the bonds or other obligations when due or the redemption price at any earlier required redemption date; and

(C) pay the expenses of imposing the taxes.

(b) Bonds or other obligations that are secured by and payable from ad valorem taxes may not be issued unless the bonds and the imposition of the taxes are approved by:

(1) a majority of the district voters voting at an election held for that purpose; and

(2) the governing body of the city.

(c) The district shall hold an election required by this section in the manner provided by Chapter 54, Water Code.

Added by Acts 2007, 80th Leg., R.S., Ch. 531 (S.B. 919), Sec. 1, eff. June 16, 2007.

Sec. 3861.161. PROJECT DEVELOPMENT AGREEMENT REQUIRED TO IMPOSE TAXES OR BORROW MONEY, INCLUDING BONDS. Before the district may issue bonds, impose taxes, or borrow money, the district and the city must negotiate and execute a mutually approved and accepted interlocal project development agrment regarding the development plans and rules for:

(1) the development and operation of the district; and

(2) the financing of improvement projects.

Added by Acts 2007, 80th Leg., R.S., Ch. 531 (S.B. 919), Sec. 1, eff. June 16, 2007.

SUBCHAPTER E. DIVISION OF DISTRICT INTO MULTIPLE DISTRICTS

Sec. 3861.201. DIVISION OF DISTRICT; REQUIREMENTS. (a) At any time before the district issues indebtedness secured by ad valorem taxes, the district may be divided into two or more new districts.

(b) A new district created by division of the district must be at least 100 acres.

(c) Any new district created by the division of the district may not, at the time the new district is created, contain any land outside the area described by Section 2 of the Act creating this chapter.

(d) The board may consider a proposal to divide the district on:

(1) a petition of a landowner in the district; or

(2) a motion by the board.

(e) The board may not divide the district unless the division is approved by the governing body of the city by resolution. The resolution may set terms for the division under Subsection (f).

(f) If the board decides to divide the district, the board shall, subject to the city's resolution:

(1) set the terms of the division, including names for the new districts and a plan for the payment or performance of any outstanding district obligations; and

(2) prepare a metes and bounds description for each proposed district.

Added by Acts 2007, 80th Leg., R.S., Ch. 531 (S.B. 919), Sec. 1, eff. June 16, 2007.

Sec. 3861.202. ELECTION FOR DIVISION OF DISTRICT. (a) After the board has complied with Section 3861.201, the board shall hold an election in the district to determine whether the district should be divided as proposed.

(b) The board shall give notice of the election not later than the 35th day before the date of the election. The notice must state:

(1) the date and location of the election; and

(2) the proposition to be voted on.

(c) If a majority of the votes cast are in favor of the division:

(1) the district is divided; and

(2) not later than the 30th day after the date of the election, the district shall provide written notice of the division to:

(A) the Texas Commission on Environmental Quality; and

(B) the city.

(d) If a majority of the votes cast are not in favor of the division, the district is not divided.

Added by Acts 2007, 80th Leg., R.S., Ch. 531 (S.B. 919), Sec. 1, eff. June 16, 2007.

Sec. 3861.203. APPOINTMENT OF DIRECTORS OF NEW DISTRICTS. (a) Not later than the 90th day after the date of an election in favor of the division of the district, the mayor and members of the governing body of the city shall:

(1) appoint the board of the original district as the board of one of the new districts; and

(2) appoint five directors for each of the other new districts in the manner prescribed by Section 3861.052(a).

(b) Directors appointed under Subsection (a)(1) serve the remainder of the terms to which they were appointed or elected in the original district. Notwithstanding Section 3861.053, a director appointed under Subsection (a)(1) is eligible to serve only if the director owns land inside the area described by the boundaries of the original district. Directors appointed under Subsection (a)(2) serve until May 31 of the first even-numbered year after the year in which the directors are appointed.

(c) On the uniform election date in May of the first even-numbered year after the year in which the directors are appointed, the appointed board shall hold an election to elect two directors and the mayor and members of the governing body of the city shall appoint three directors in the manner prescribed by Section 3861.052(a) in each district for which directors were appointed under Subsection (a)(2).

(d) Section 3861.0521 applies to a new district in the same manner as that section applies to the original district.

Added by Acts 2007, 80th Leg., R.S., Ch. 531 (S.B. 919), Sec. 1, eff. June 16, 2007.
Amended by:
Acts 2015, 84th Leg., R.S., Ch. 439 (H.B. 648), Sec. 5, eff. September 1, 2015.

Sec. 3861.204. CONTINUING POWERS AND OBLIGATIONS OF NEW DISTRICTS. (a) Each new district may incur and pay debts and has all powers of the original district created by this chapter.

(b) Each new district has the same limitations or other provisions concerning the city that apply to the original district.

(c) If the district is divided as provided by this subchapter, the current obligations and any bond authorizations of the district are not impaired. Debts shall be paid by revenue or by taxes or assessments imposed on real property in the district as if the district had not been divided or by contributions from each new district as stated in the terms set by the board under Section 3861.201(f).

(d) Any other district obligation is divided pro rata among the new districts on an acreage basis or on other terms that are satisfactory to the new districts.

Added by Acts 2007, 80th Leg., R.S., Ch. 531 (S.B. 919), Sec. 1, eff. June 16, 2007.

Sec. 3861.205. CONTRACT AUTHORITY OF NEW DISTRICTS. (a) Except as provided by Subsection (b), the new districts may contract with each other for any matter the boards of the new districts consider appropriate.

(b) The new districts may not contract with each other for water and wastewater services.

Added by Acts 2007, 80th Leg., R.S., Ch. 531 (S.B. 919), Sec. 1, eff. June 16, 2007.

SUBCHAPTER F. DISSOLUTION

Sec. 3861.251. DISSOLUTION BY CITY ORDINANCE. (a) The city by ordinance may dissolve the district and any additional districts created under Subchapter E.

(b) The city may not dissolve a district until the district's outstanding indebtedness or contractual obligations payable from ad valorem taxes have been repaid or discharged.

(c) The city may not dissolve a district until the agreement under Section 3861.161 has been executed and the district's performance under the agreement has been fulfilled, including any right or obligation the district has to reimburse a developer or owner for the costs of improvement projects.

Added by Acts 2007, 80th Leg., R.S., Ch. 531 (S.B. 919), Sec. 1, eff. June 16, 2007.

Sec. 3861.252. COLLECTION OF ASSESSMENTS AND OTHER REVENUE. (a) If the dissolved district has bonds or other obligations outstanding secured by and payable from assessments or other revenue, other than ad valorem taxes, the city shall succeed to the rights and obligations of the district regarding enforcement and collection of the assessments or other revenue.

(b) The city shall have and exercise all district powers to enforce and collect the assessments or other revenue to pay:

(1) the bonds or other obligations when due and payable according to their terms; or

(2) special revenue or assessment bonds or other obligations issued by the city to refund the outstanding bonds or obligations.

Added by Acts 2007, 80th Leg., R.S., Ch. 531 (S.B. 919), Sec. 1, eff. June 16, 2007.

Sec. 3861.253. ASSUMPTION OF ASSETS AND LIABILITIES. (a) After the city dissolves the district, the city assumes the obligations of the district, including any bonds or other indebtedness payable from assessments or other district revenue.

(b) If the city dissolves the district, the board shall transfer ownership of all district property to the city.

Added by Acts 2007, 80th Leg., R.S., Ch. 531 (S.B. 919), Sec. 1, eff. June 16, 2007.