

By: Zaffirini  
(Sanford)

S.B. No. 1338

A BILL TO BE ENTITLED

AN ACT

relating to disclosure requirements for agreements consenting to  
municipal annexation.

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

SECTION 1. Subchapter A, Chapter 43, Local Government Code,  
is amended by adding Section 43.004 to read as follows:

Sec. 43.004. REQUIRED DISCLOSURE BEFORE ANNEXATION  
AGREEMENT. (a) At the time a municipality makes an offer to a  
landowner to enter into an agreement in which the landowner  
consents to annexation, the municipality must provide the landowner  
with the written disclosure described by Section 212.172(b-1).

(b) An annexation agreement for which a disclosure is not  
provided in accordance with Subsection (a) is void.

SECTION 2. Section 212.172, Local Government Code, is  
amended by adding Subsections (b-1) and (b-2) to read as follows:

(b-1) At the time a municipality makes an offer to a  
landowner to enter into an agreement under this subchapter, the  
municipality must provide the landowner with a written disclosure  
that includes:

(1) a statement that the landowner is not required to  
enter into the agreement;

(2) the authority under which the municipality may  
annex the land with references to relevant law;

(3) a plain-language description of the annexation

1 procedures applicable to the land; and

2 (4) whether the procedures require the landowner's  
3 consent.

4 (b-2) An agreement for which a disclosure is not provided in  
5 accordance with Subsection (b-1) is void.

6 SECTION 3. This Act takes effect September 1, 2021.