

A BILL TO BE ENTITLED

AN ACT

relating to the municipal disannexation of certain areas formerly designated as a census designated place.

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

SECTION 1. Subchapter G, Chapter 43, Local Government Code, is amended by adding Section 43.149 to read as follows:

Sec. 43.149. DISANNEXTION OF CERTAIN ANNEXED AREAS FORMERLY DESIGNATED AS CENSUS DESIGNATED PLACE. (a) This section applies only to an annexed area that:

(1) contains:

(A) an access point to a greenbelt; and

(B) at least 1,200 single-family homes;

(2) is separated from two municipalities other than the municipality in which the area is located only by a highway; and

(3) before annexation:

(A) was part of a single census designated place;

and

(B) was served by a municipal utility district that owned a water treatment and storage facility.

(a-1) On November 2, 2021, a municipality shall hold an election in an area described by Subsection (a) on the question of disannexing the area from the municipality. The municipality:

(1) may not use public money on promotional campaigns or advocacy related to the election; and

1 (2) shall ensure that the ballot proposition for the
2 election:

3 (A) describes the area to be disannexed;

4 (B) identifies the area by the commonly used name
5 of the area, if applicable;

6 (C) identifies the entities that will provide law
7 enforcement, fire, and emergency services after disannexation;

8 (D) describes the effect of disannexation on ad
9 valorem taxes and fees in the area; and

10 (E) describes the effect of disannexation on
11 special districts located in the area.

12 (b) A municipality shall disannex an area described by
13 Subsection (a), including residential and commercial property in
14 the area, if the voters approve the disannexation in the election
15 held under Subsection (a-1).

16 (c) If a water treatment and storage facility described by
17 Subsection (a)(3) was transferred to the municipality during
18 annexation, the municipality shall retain ownership of the facility
19 after disannexation under this section.

20 (d) After an area is disannexed under this section:

21 (1) a special district located in and serving the area
22 may be dissolved only if the members of the governing body of the
23 district elect to dissolve the district after the disannexation;
24 and

25 (2) an emergency services district that is adjacent to
26 the area shall provide services to the area.

27 SECTION 2. This Act takes effect immediately if it receives

S.B. No. 1499

1 a vote of two-thirds of all the members elected to each house, as
2 provided by Section 39, Article III, Texas Constitution. If this
3 Act does not receive the vote necessary for immediate effect, this
4 Act takes effect September 1, 2021.