

BILL ANALYSIS

C.S.H.B. 2183
By: Bohac
Elections
Committee Report (Substituted)

BACKGROUND AND PURPOSE

In 1997, the legislature removed the provision requiring a proposed charter amendment brought by citizen initiative to be placed on the ballot on the first authorized uniform election date and added the option of postponing the election for the approval of amendments until the earlier of the next municipal general election or the next presidential general election. The added options for election dates allowed some municipalities to delay approval of the charter amendments, in some cases, for several years. CSHB 2183 would remove this option and require the municipality to hold such elections on the first authorized uniform election date.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

CSHB 2183 amends the Local Government Code by deleting the provision authorizing the election for approval of proposed amendments to a home-rule municipality charter to be held on the earlier date of the next municipal general election or presidential general election.

EFFECTIVE DATE

September 1, 2003.

COMPARISON OF ORIGINAL TO SUBSTITUTE

CSHB 2183 modifies the original by changing the effective date from on passage to September 1, 2003. The substitute conforms to Texas Legislative Council drafting style and removes language in the original requiring the provisions of the bill to apply to all charter amendment elections ordered to be held after September 1, 2003.