

By: Turner

H.B. No. 2330

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the annexation by certain junior college districts of
3 remaining territory in a political subdivision.

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

5 SECTION 1. Section 130.071, Education Code, is amended to
6 read as follows:

7 Sec. 130.071. ANNEXATION OF POLITICAL SUBDIVISION [~~CITY~~]
8 TERRITORY BY CERTAIN DISTRICTS. (a) A junior college district that
9 is located within part of a school district, city, town, or village
10 may annex [~~the~~] territory included within the school district,
11 city, town, or village in accordance with this section.

12 (b) Except as provided by Subsection (k) of this section,
13 the governing board of the junior college district shall order an
14 election to be conducted within the boundaries of the district as
15 changed by the proposed annexation. The order for the election
16 shall:

17 (1) describe the territory to be annexed; and

18 (2) set a date for the election, which shall be the
19 next uniform election date that is more than 45 days from the date
20 of the order.

21 (c) The president of the board of trustees shall give notice
22 of the election in the manner provided by law for notice by the
23 county judge of general elections.

24 (d) The governing board of the junior college district shall

1 procure the election supplies necessary to conduct the election and
2 shall determine the quantity of the various types of supplies to be
3 provided for use at each precinct polling place and early voting
4 polling place.

5 (e) Any qualified voter residing within the boundaries of
6 the district as changed by the proposed annexation is entitled to
7 vote at the election.

8 (f) The ballot shall be printed to provide for voting for or
9 against the proposition: "Annexation of the following territory for
10 junior college purposes: _____", with the blank filled in
11 with a description of the territory proposed for annexation.

12 (g) To be adopted, the measure must receive a favorable vote
13 of a majority of those voting on the measure.

14 (h) If the measure is adopted, the governing board of the
15 district shall enter an order declaring the result of the election
16 and that the territory is annexed for junior college purposes. If
17 the governing board members are elected from single-member
18 districts, the order shall also assign the annexed territory to one
19 or more single-member districts that are contiguous with the
20 annexed territory.

21 (i) If the measure is not adopted, another election to annex
22 the same territory may not be held earlier than one year after the
23 date of the election in which the measure is defeated.

24 (j) An annexation does not affect the term of office for
25 governing board members serving on election day.

26 (k) If the junior college district annexes under this
27 section territory comprising all of a school district, city, town,

1 or village, the governing board by order may annex for junior
2 college purposes any territory later annexed by the school
3 district, city, town, or village.

4 (1) A junior college district may not annex under this
5 section territory that is included within the boundaries of another
6 junior college district.

7 SECTION 2. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section 39, Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2003.