

1-1 By: Phillips, Homer (Senate Sponsor - Deuell) H.B. No. 2898
1-2 (In the Senate - Received from the House May 9, 2003;
1-3 May 13, 2003, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 22, 2003, reported favorably by
1-5 the following vote: Yeas 4, Nays 0, 1 present not voting;
1-6 May 22, 2003, sent to printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to the publication of notice in a newspaper in certain
1-10 counties.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 2051.044, Government Code, is amended by
1-13 adding Subsection (c) to read as follows:

1-14 (c) This section does not apply to the publication of a
1-15 notice to which Section 2051.0441 applies.

1-16 SECTION 2. Subchapter C, Chapter 2051, Government Code, is
1-17 amended by adding Section 2051.0441 to read as follows:

1-18 Sec. 2051.0441. TYPE OF NEWSPAPER REQUIRED FOR PUBLICATION
1-19 IN CERTAIN COUNTIES. (a) This section applies only to a notice
1-20 published in a county with a population of at least 30,000 and not
1-21 more than 36,000 that borders the Red River by a governmental entity
1-22 or representative.

1-23 (b) The newspaper in which a notice is published under this
1-24 section must:

1-25 (1) devote not less than 20 percent of its total column
1-26 lineage to general interest items;

1-27 (2) be published at least once each week;

1-28 (3) be entered as second-class postal matter in the
1-29 county where published or have a mailed or delivered circulation of
1-30 at least 51 percent of the residences in the county where published;
1-31 and

1-32 (4) have been published regularly and continuously for
1-33 at least 12 months before the governmental entity or representative
1-34 publishes notice.

1-35 (c) A weekly newspaper has been published regularly and
1-36 continuously under Subsection (b) if the newspaper omits not more
1-37 than two issues in the 12-month period.

1-38 SECTION 3. This Act takes effect immediately if it receives
1-39 a vote of two-thirds of all the members elected to each house, as
1-40 provided by Section 39, Article III, Texas Constitution. If this
1-41 Act does not receive the vote necessary for immediate effect, this
1-42 Act takes effect September 1, 2003.

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