

By: Van Arsdale

H.J.R. No. 36

A JOINT RESOLUTION

1 proposing a constitutional amendment to authorize the legislature  
2 to allow, under certain circumstances, the voters residing in an  
3 area proposed for annexation by a municipality to vote in elections  
4 for the municipality's governing body.

5 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 11(b), Article XI, Texas Constitution,  
7 is amended to read as follows:

8 (b) A municipality so providing a term exceeding two (2)  
9 years but not exceeding four (4) years for any of its non-civil  
10 service officers must elect all of the members of its governing body  
11 by majority vote of the qualified voters in such municipality,  
12 except that the legislature may provide by general law that a  
13 qualified voter who resides in an area for which such municipality  
14 has begun the process of annexation may vote in an election for  
15 members of the governing body. Any [~~and any~~] vacancy or vacancies  
16 occurring on such governing body shall not be filled by appointment  
17 but must be filled by majority vote of the qualified voters at a  
18 special election called for such purpose within one hundred and  
19 twenty (120) days after such vacancy or vacancies occur.

20 SECTION 2. This proposed constitutional amendment shall be  
21 submitted to the voters at an election to be held November 4, 2003.  
22 The ballot shall be printed to permit voting for or against the  
23 proposition: "The constitutional amendment to authorize the  
24 legislature to allow, under certain circumstances, the voters

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1 residing in an area proposed for annexation by a municipality to  
2 vote in elections for the municipality's governing body."