

1-1 By: Hinojosa S.B. No. 315  
1-2 (In the Senate - Filed January 29, 2003; February 6, 2003,  
1-3 read first time and referred to Committee on Education;  
1-4 April 24, 2003, reported favorably by the following vote: Yeas 7,  
1-5 Nays 0; April 24, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to the annexation by certain junior college districts of  
1-9 territory in a district's service area.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subchapter D, Chapter 130, Education Code, is  
1-12 amended by adding Section 130.0661 to read as follows:

1-13 Sec. 130.0661. ANNEXATION BY CERTAIN JUNIOR COLLEGE  
1-14 DISTRICTS OF TERRITORY LOCATED IN SERVICE AREA. (a) This section  
1-15 applies only to a junior college district that includes within its  
1-16 territory:

1-17 (1) all or part of a municipality with a population of  
1-18 250,000 or more that borders the Gulf of Mexico; and

1-19 (2) all or part of six or more school districts.

1-20 (b) A junior college district to which this section applies  
1-21 may in the manner provided by this section annex for junior college  
1-22 purposes territory that is contiguous to the district and is  
1-23 located wholly within the district's service area established by  
1-24 Subchapter J.

1-25 (c) On presentation to the governing body of a junior  
1-26 college district of a petition that proposes the annexation of  
1-27 territory to the district and that meets the requirements of  
1-28 Subsection (d), the governing body may order an election to be held  
1-29 in the territory of the entire district as proposed to be changed as  
1-30 a result of the annexation on the question of whether the boundaries  
1-31 of the district should be changed to include the territory proposed  
1-32 to be annexed. The order must:

1-33 (1) describe the territory proposed to be annexed; and

1-34 (2) set a date for the election, which must be the next  
1-35 uniform election date that is more than 45 days after the date of  
1-36 the order.

1-37 (d) To be valid, a petition submitted under Subsection (c)  
1-38 must:

1-39 (1) describe the territory proposed to be annexed; and

1-40 (2) be signed by a number of registered voters  
1-41 residing in the territory proposed to be annexed that equals or  
1-42 exceeds the lesser of:

1-43 (A) 50; or

1-44 (B) a majority of the total number of registered  
1-45 voters in the territory proposed to be annexed as of the most recent  
1-46 November uniform election.

1-47 (e) The ballot for the election shall be printed to provide  
1-48 for voting for or against the proposition: "Annexation of the  
1-49 following territory to the \_\_\_\_\_ (with the blank filled in  
1-50 with the name of the junior college district): \_\_\_\_\_"  
1-51 (with the blank filled in with a description of the territory  
1-52 proposed to be annexed).

1-53 (f) The proposition is adopted if approved by a majority of  
1-54 the votes cast at the election.

1-55 (g) If the proposition is adopted, the governing body of the  
1-56 junior college district shall enter an order stating that the  
1-57 territory is annexed to the district for junior college purposes.  
1-58 If the governing body is elected from single-member districts, the  
1-59 governing body shall assign the annexed territory to one or more of  
1-60 those single-member districts contiguous to the annexed territory  
1-61 and make any other appropriate changes to those districts in the  
1-62 order or in a subsequent order before the next election for members  
1-63 of the governing body.

1-64 (h) The annexation of territory and any resulting change in

2-1 the single-member districts from which members of the governing  
2-2 body are elected does not affect the term of a member of the  
2-3 governing body serving on the date the annexation or redistricting  
2-4 takes effect.

2-5 (i) If the proposition to annex territory is not adopted at  
2-6 the election, another election to annex any portion of the same  
2-7 territory to the same junior college district may not be held  
2-8 earlier than the first anniversary of the date of the election on  
2-9 the proposition.

2-10 (j) A junior college district may not annex territory under  
2-11 this section that is located within the boundaries of another  
2-12 junior college district.

2-13 SECTION 2. This Act takes effect immediately if it receives  
2-14 a vote of two-thirds of all the members elected to each house, as  
2-15 provided by Section 39, Article III, Texas Constitution. If this  
2-16 Act does not receive the vote necessary for immediate effect, this  
2-17 Act takes effect September 1, 2003.

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