

By: Gallegos

S.B. No. 1689

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the relocation or replacement of a water or sanitation  
3 sewer lateral on private property by a home-rule municipality.

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

5 SECTION 1. Section 402.901, Local Government Code, is  
6 amended by adding Subsection (k) to read as follows:

7 (k) Subsections (a)-(j) do not affect the ability of a  
8 home-rule municipality, in exercising its home-rule powers under  
9 Section 5, Article XI, Texas Constitution, to relocate or replace a  
10 water or sanitation sewer lateral on private property without  
11 making an assessment against the property or a person. In  
12 exercising its home-rule powers for this purpose, the municipality  
13 must restore the property to the condition existing before the  
14 replacement or relocation of the lateral.

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