

By: Gallegos

S.B. No. 1851

A BILL TO BE ENTITLED

AN ACT

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

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

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

Sec. 130.071. ANNEXATION OF POLITICAL SUBDIVISION [~~CITY~~] TERRITORY BY CERTAIN DISTRICTS.

(a) A junior college district that is located within part of a school district, city, town, or village may annex [~~the~~] territory included within the school district, city, town, or village in accordance with this section.

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

(1) describe the territory to be annexed; and

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

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

1           (d) The governing board of the junior college district shall  
2 procure the election supplies necessary to conduct the election and  
3 shall determine the quantity of the various types of supplies to be  
4 provided for use at each precinct polling place and early voting  
5 polling place.

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

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

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

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

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

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

27           (k) If the junior college district annexes under this

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

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

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