

By: Corte

H.B. No. 3116

A BILL TO BE ENTITLED

AN ACT

relating to the authority of regional planning commissions with respect to mutual aid agreements for emergency management purposes.

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

SECTION 1. Section 418.004, Government Code, is amended by adding Subdivision (9) to read as follows:

(9) "Regional planning commission" means a regional planning commission, council of governments, or other regional planning agency created under Chapter 391, Local Government Code.

SECTION 2. Section 418.107(c), Government Code, is amended to read as follows:

(c) A political subdivision or regional planning commission may render aid to other political subdivisions or regional planning commissions under mutual aid agreements.

SECTION 3. Section 418.109(d), Government Code, is amended to read as follows:

(d) A municipality, county, emergency services district, fire protection agency, regional planning commission, organized volunteer group, or other emergency services entity may provide mutual aid assistance on request from another municipality, county, emergency services district, fire protection agency, regional planning commission, organized volunteer group, or other emergency services entity. The chief or highest ranking officer of the entity from which assistance is requested, with the approval and consent

1 of the presiding officer of the governing body of that entity, may
2 provide that assistance while acting in accordance with the
3 policies, ordinances, and procedures established by the governing
4 body of that entity and consistent with any mutual aid plans
5 developed by the emergency management council.

6 SECTION 4. This Act takes effect immediately if it receives
7 a vote of two-thirds of all the members elected to each house, as
8 provided by Section 39, Article III, Texas Constitution. If this
9 Act does not receive the vote necessary for immediate effect, this
10 Act takes effect September 1, 2005.