

By: Truitt

H.B. No. 3175

Substitute the following for H.B. No. 3175:

By: Harper-Brown

C.S.H.B. No. 3175

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the consent required for a municipality to annex a water
3 or sewer district.

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

5 SECTION 1. Section 43.071, Local Government Code, is
6 amended by adding Subsection (g) to read as follows:

7 (g) For an annexation of an area in a water or sewer district
8 that is wholly or partly in the overlapping extraterritorial
9 jurisdiction of two or more municipalities, any one of those
10 municipalities is not required to obtain under Section 42.023 the
11 written consent of any of the other municipalities in order to annex
12 the area if:

13 (1) the area contains less than 100 acres;

14 (2) the annexing municipality has previously annexed
15 more than 50 percent of the territory of the water or sewer
16 district, as the district existed on the date of its creation; and

17 (3) the entire water or sewer district would be
18 contained in the annexing municipality after completion of the
19 annexation.

20 SECTION 2. This Act takes effect immediately if it receives
21 a vote of two-thirds of all the members elected to each house, as
22 provided by Section 39, Article III, Texas Constitution. If this
23 Act does not receive the vote necessary for immediate effect, this
24 Act takes effect September 1, 2005.