

Suspending limitations on conference committee
jurisdiction, H.B. No. 1772 (Miller/Fraser)

By: Miller

H.R. No. 2213

R E S O L U T I O N

1 BE IT RESOLVED by the House of Representatives of the State of
2 Texas, 79th Legislature, Regular Session, 2005, That House Rule 13,
3 Section 9(a), be suspended in part as provided by House Rule 13,
4 Section 9(f), to enable the conference committee appointed to
5 resolve the differences on House Bill 1772 (permitting a
6 general-law municipality to annex land in certain circumstances) to
7 consider and take action on the following matter:

8 House Rule 13, Section 9(a)(4), is suspended to permit the
9 committee to add a new Subdivision (7) to Section 43.033(a), Local
10 Government Code, that requires a general-law municipality to offer
11 a development agreement to a landowner before annexing land that is
12 appraised for ad valorem tax purposes as agricultural or wildlife
13 management use, to read as follows:

14 (7) if the area is appraised for ad valorem tax
15 purposes as land for agricultural or wildlife management use under
16 Subchapter C or D, Chapter 23, Tax Code:

17 (A) the municipality offers to make a development
18 agreement with the landowner in the manner provided by Section
19 212.172 that would:

20 (i) guarantee the continuation of the
21 extraterritorial status of the area; and

22 (ii) authorize the enforcement of all
23 regulations and planning authority of the municipality that do not
24 interfere with the agricultural or wildlife management use of the

1 area; and

2 (B) the landowner fails to accept an offer
3 described by Paragraph (A) within 30 days after the date the offer
4 is made.

5 Explanation: This change is necessary to protect owners of
6 property that is appraised as agricultural or wildlife management
7 use for property tax purposes from annexation by a municipality in
8 a manner that would interfere with the use of the land for
9 agricultural or wildlife management purposes.