

1-1 By: Ellis S.B. No. 927  
1-2 (In the Senate - Filed March 3, 2005; March 14, 2005, read  
1-3 first time and referred to Subcommittee on Higher Education;  
1-4 April 19, 2005, reported adversely, with favorable Committee  
1-5 Substitute to Committee on Education; April 22, 2005, reported  
1-6 adversely, with favorable Committee Substitute from Committee on  
1-7 Education by the following vote: Yeas 7, Nays 0; April 22, 2005,  
1-8 sent to printer.)

1-9 COMMITTEE SUBSTITUTE FOR S.B. No. 927 By: Janek

1-10 A BILL TO BE ENTITLED  
1-11 AN ACT

1-12 relating to the annexation of territory in political subdivisions  
1-13 by certain junior college districts.

1-14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-15 SECTION 1. Subchapter D, Chapter 130, Education Code, is  
1-16 amended by adding Section 130.0712 to read as follows:

1-17 Sec. 130.0712. ANNEXATION OF TERRITORY IN POLITICAL  
1-18 SUBDIVISIONS BY CERTAIN DISTRICTS. (a) A junior college district  
1-19 that includes within its territory all or part of a school district  
1-20 with a student enrollment of more than 170,000 may as provided by  
1-21 this section annex territory within the service area of the junior  
1-22 college district or additional territory included within a  
1-23 municipality or school district that is partially located within  
1-24 the junior college district.

1-25 (b) The governing board of the junior college district may  
1-26 order an election on the question of establishing expanded  
1-27 boundaries for the junior college district by annexing all or part  
1-28 of the territory of a municipality or school district described by  
1-29 Subsection (a) if that territory is not currently located in the  
1-30 junior college district. The election shall be held only in the  
1-31 territory proposed for annexation. The order for the election  
1-32 must:

1-33 (1) describe the territory to be annexed; and  
1-34 (2) set a date for the election, which must be the next  
1-35 uniform election date that is more than 65 days after the date of  
1-36 the order and that affords enough time to hold the election in the  
1-37 manner provided by law.

1-38 (c) The governing board shall conduct the election in  
1-39 accordance with the Election Code.

1-40 (d) Any registered voter residing within the territory  
1-41 proposed for annexation is entitled to vote at the election.

1-42 (e) The ballot shall be printed to provide for voting for or  
1-43 against the proposition: "Annexation by \_\_\_\_\_ (with the blank  
1-44 filled in with the name of the junior college district) of the  
1-45 following territory for junior college purposes: \_\_\_\_\_ (with  
1-46 the blank filled in with a description of the territory proposed for  
1-47 annexation)."

1-48 (f) The proposition is adopted if approved by a majority of  
1-49 the voters voting at the election. If the proposition is adopted,  
1-50 the governing board of the district shall enter an order declaring  
1-51 the result of the election and that the territory is annexed for  
1-52 junior college purposes.

1-53 (g) If the proposition is adopted and the governing board is  
1-54 elected from single-member districts, the governing board in the  
1-55 annexation order entered under Subsection (f) shall assign the new  
1-56 territory to one or more of the current single-member districts.  
1-57 The governing board shall divide the territory of the expanded  
1-58 junior college district into the appropriate number of  
1-59 single-member districts before the next election for members of the  
1-60 governing board.

1-61 (h) If the proposition is not adopted, another election to  
1-62 annex the same territory may not be held earlier than one year after  
1-63 the date of the election in which the proposition is defeated.

2-1 (i) The annexation of territory to a junior college district  
2-2 under this section and any resulting change in the single-member  
2-3 districts from which members of the governing board are elected  
2-4 does not affect the term of a member of the governing board serving  
2-5 on the date the annexation or redistricting takes effect. The  
2-6 governing board shall provide that each member of the governing  
2-7 board representing a single-member district who is holding office  
2-8 on the date the territory is annexed to the district serves the  
2-9 remainder of the member's term and represents a new single-member  
2-10 district for that term regardless of whether the member resides in  
2-11 the single-member district.

2-12 (j) If the junior college district annexes under this  
2-13 section territory comprising all of a municipality or school  
2-14 district, the governing board by order may annex for junior college  
2-15 purposes any territory later annexed by or added to the  
2-16 municipality or school district.

2-17 (k) A junior college district may not annex under this  
2-18 section territory that is included within the boundaries of another  
2-19 junior college district.

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

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