

1-1 By: Fraser S.B. No. 1498  
1-2 (In the Senate - Filed March 10, 2005; March 21, 2005, read  
1-3 first time and referred to Committee on Intergovernmental  
1-4 Relations; April 18, 2005, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 4, Nays 0;  
1-6 April 18, 2005, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1498 By: Wentworth

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to the requirement for water district consent to certain  
1-11 actions by municipalities that provide law enforcement or fire  
1-12 protection services.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Subchapter H, Chapter 49, Water Code, is amended  
1-15 by adding Section 49.237 to read as follows:

1-16 Sec. 49.237. DISTRICT CONSENT REQUIREMENT. (a) This  
1-17 section applies only to a district that:

1-18 (1) provides potable water or sewer service;

1-19 (2) contracts for or employs peace officers;

1-20 (3) maintains a fire department;

1-21 (4) has within its boundaries:

1-22 (A) a private airport with a runway exceeding  
1-23 5,900 feet in length; and

1-24 (B) a hotel; and

1-25 (5) is located in two counties.

1-26 (b) The area within a district described by Subsection (a)  
1-27 may not be included without the consent of the district in the  
1-28 boundaries of a municipality that provides law enforcement or fire  
1-29 protection services.

1-30 SECTION 2. This Act takes effect immediately if it receives  
1-31 a vote of two-thirds of all the members elected to each house, as  
1-32 provided by Section 39, Article III, Texas Constitution. If this  
1-33 Act does not receive the vote necessary for immediate effect, this  
1-34 Act takes effect September 1, 2005.

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