

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 79TH LEGISLATIVE REGULAR SESSION

May 28, 2005

TO: Honorable David Dewhurst , Lieutenant Governor, Senate
Honorable Tom Craddick, Speaker of the House, House of Representatives

FROM: John S. O'Brien, Deputy Director, Legislative Budget Board

IN RE: HB585 by Corte (Relating to the requirements for the incorporation of a municipality in the extraterritorial jurisdiction of certain existing municipalities.), **Conference Committee Report**

<p>No fiscal implication to the State is anticipated.</p>
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The bill would add Section 42.0411 to the Local Government Code to change the procedures for incorporating certain areas in the extraterritorial jurisdiction or the limited purpose annexation area of certain municipalities. Included in the procedures would be a requirement that the county judge to whom the residents must file a petition for incorporation order an incorporation election to be held as per current statute. The bill would also establish criteria and limitations related to incorporation by a deferred annexation area.

Subsections (c) and (d) of Section 42.0411 would expire on the later of September 1, 2009 or the date that all areas entitled to incorporate under the applicable subsection have incorporated.

The bill would take effect immediately if it receives two-thirds vote in both houses; otherwise, it would take effect September 1, 2005.

Local Government Impact

Based on data reported to the Secretary of State in March 2004, the average cost of an election for a local government entity is \$1.29 per registered voter, although the cost is higher if an election is held on a uniform election date other than the general election. Costs would vary by local government.

No significant fiscal implication to units of local government is anticipated.

Source Agencies:

LBB Staff: JOB, SD, WK, DLBa