

BILL ANALYSIS

Senate Research Center
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C.S.H.B. 536
By: Truitt (Wentworth)
Intergovernmental Relations
5/10/2007
Committee Report (Substituted)

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

Before the extraterritorial jurisdiction of a municipality may be reduced, the governing body of that municipality must give written consent, except in cases of judicial apportionment of overlapping extraterritorial jurisdictions.

C.S.H.B. 536 authorizes certain municipalities to not obtain written consent of any other municipality when annexing an area in a water or sewer district that meets certain criteria.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 43.071, Local Government Code, by adding Subsection (g), as follows:

(g) Provides that for an annexation of an area in a water or sewer district that is wholly or partly in the overlapping extraterritorial jurisdiction of two or more municipalities, any one of those municipalities is not required to obtain under Section 42.023 (Reduction of Extraterritorial Jurisdiction) the written consent of any of the other municipalities in order to annex the area if the area contains less than 100 acres; the annexing municipality, before June 1, 2005, annexed more than 50 percent of the territory of the water or sewer district, as the district existed on the date of its creation; and the entire water or sewer district would be contained in the annexing municipality after completion of the annexation.

SECTION 2. Makes application of this Act prospective.

SECTION 3. Effective date: September 1, 2007.