

BILL ANALYSIS

C.S.S.B. 63
By: Zaffirini
County Affairs
Committee Report (Substituted)

BACKGROUND AND PURPOSE

In certain counties where no incorporated city exists, there is no present authority for county government to take on many functions, such as zoning, that city governments usually handle.

C.S.S.B. 63 would broaden requirements to allow the commissioner's court of a county located within 100 miles of an international boundary, with a population of more than 5,000, and no incorporated municipalities to create certain ordinances as if it were a municipality.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

C.S.S.B. 63 amends the Local Government Code to provide that county ordinance-making powers may be exercised by any county within 100 miles of an international boundary that also has a population of more than 5,000 and contains no incorporated municipalities. It also removes the current statute that states a commissioners court may not exercise the powers of a municipality under Chapter 211 or 213, Local Government Code.

EFFECTIVE DATE

Upon passage, or, if the Act does not receive the necessary vote, the Act takes effect September 1, 2007.

COMPARISON OF ORIGINAL TO SUBSTITUTE

The substitute removes the current statute that states a commissioners court may not exercise the powers of a municipality under Chapter 211 or 213, Local Government Code.