

1-1 By: Truitt (Senate Sponsor - Wentworth) H.B. No. 536
1-2 (In the Senate - Received from the House March 29, 2007;
1-3 April 3, 2007, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 11, 2007, reported adversely,
1-5 with favorable Committee Substitute by the following vote: Yeas 4,
1-6 Nays 0; May 11, 2007, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 536 By: Nichols

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

1-10 relating to the consent required for a municipality to annex a water
1-11 or sewer district.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 43.071, Local Government Code, is
1-14 amended by adding Subsection (g) to read as follows:

1-15 (g) For an annexation of an area in a water or sewer district
1-16 that is wholly or partly in the overlapping extraterritorial
1-17 jurisdiction of two or more municipalities, any one of those
1-18 municipalities is not required to obtain under Section 42.023 the
1-19 written consent of any of the other municipalities in order to annex
1-20 the area if:

1-21 (1) the area contains less than 100 acres;

1-22 (2) the annexing municipality, before June 1, 2005,
1-23 annexed more than 50 percent of the territory of the water or sewer
1-24 district, as the district existed on the date of its creation; and

1-25 (3) the entire water or sewer district would be
1-26 contained in the annexing municipality after completion of the
1-27 annexation.

1-28 SECTION 2. Section 43.071(g), Local Government Code, as
1-29 added by this Act, applies only to the annexation of an area for
1-30 which all parts of the statutory annexation process are begun on or
1-31 after the effective date of this Act. The annexation of an area for
1-32 which any part of the statutory annexation process was begun before
1-33 the effective date of this Act is governed by the law in effect
1-34 immediately before the effective date of this Act, and the former
1-35 law is continued in effect for that purpose.

1-36 SECTION 3. This Act takes effect September 1, 2007.

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