

1-1 By: Brown of Brazos, et al. (Senate Sponsor - Hegar) H.B. No. 610
1-2 (In the Senate - Received from the House April 26, 2007;
1-3 May 1, 2007, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 19, 2007, reported favorably, as
1-5 amended, by the following vote: Yeas 3, Nays 0; May 19, 2007, sent
1-6 to printer.)

1-7 COMMITTEE AMENDMENT NO. 1 By: West

1-8 Amend H.B. No. 610 (House engrossment) in Section 1 of the
1-9 bill, in amended Section 43.056(b), Local Government Code (page 1,
1-10 lines 52 through 59), by striking the language beginning with "and
1-11 include a list" and ending with "~~after the effective date of the~~
1-12 ~~annexation.~~" and substituting "unless certain services cannot
1-13 reasonably be provided within that period and the municipality
1-14 proposes a schedule for providing those services, and must include
1-15 a list of all services required by this section to be provided under
1-16 the plan. If the municipality proposes a schedule to extend the
1-17 period for providing certain services, the schedule must provide
1-18 for the provision of full municipal services no later than 4-1/2
1-19 years after the effective date of the annexation."

1-20 COMMITTEE AMENDMENT NO. 2 By: Nichols

1-21 Amend H.B. No. 610 (house engrossment) by adding the
1-22 following appropriately numbered SECTION to the bill and
1-23 renumbering subsequent SECTIONS of the bill accordingly:

1-24 SECTION _____. Section 214.199, Local Government Code, is
1-25 amended to read as follows:

1-26 Sec. 214.199. EXCEPTION OF MUNICIPALITY FROM ALARM SYSTEM
1-27 RESPONSE. (a) The governing body of a municipality may not adopt
1-28 an ordinance or policy providing that law enforcement personnel of
1-29 the municipality will not respond to any alarm signal indicated by
1-30 an alarm system in the municipality unless, before adopting the
1-31 ordinance or policy, the governing body of the municipality:

1-32 (1) makes reasonable efforts to notify permit holders
1-33 of its intention to adopt the ordinance or policy; and

1-34 (2) conducts a public hearing at which persons
1-35 interested in the response of the municipality to alarm systems are
1-36 given the opportunity to be heard.

1-37 (b) A municipality that adopts an ordinance or policy under
1-38 this section may not impose or collect any fine, fee, or penalty
1-39 otherwise authorized by this subchapter.

1-40 A BILL TO BE ENTITLED
1-41 AN ACT

1-42 relating to a plan to provide services to an area annexed by a
1-43 municipality.

1-44 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-45 SECTION 1. Section 43.056(b), Local Government Code, is
1-46 amended to read as follows:

1-47 (b) The service plan, which must be completed in the period
1-48 provided by Subsection (a) before the annexation, must include a
1-49 program under which the municipality will provide full municipal
1-50 services in the annexed area no later than 2-1/2 years after the
1-51 effective date of the annexation, in accordance with Subsection
1-52 (e), and include a list of all services required by this section to
1-53 be provided under the plan. [~~unless certain services cannot~~
1-54 ~~reasonably be provided within that period and the municipality~~
1-55 ~~proposes a schedule for providing those services. If the~~
1-56 ~~municipality proposes a schedule to extend the period for providing~~
1-57 ~~certain services, the schedule must provide for the provision of~~
1-58 ~~full municipal services no later than 4-1/2 years after the~~
1-59 ~~effective date of the annexation. If the area was annexed after~~
1-60 ~~December 1, 1998, and before September 1, 1999, the municipality~~

2-1 ~~shall provide sewer services in the annexed area as provided by this~~
2-2 ~~subsection, except that, no later than five years after the~~
2-3 ~~effective date of the annexation, the municipality may not provide~~
2-4 ~~sewer services in the annexed area by means of a package wastewater~~
2-5 ~~treatment plant.]~~ However, under the program if the municipality
2-6 provides any of the following services within the corporate
2-7 boundaries of the municipality before annexation, the municipality
2-8 must provide those services in the area proposed for annexation on
2-9 the effective date of the annexation of the area:

- 2-10 (1) police protection;
- 2-11 (2) fire protection;
- 2-12 (3) emergency medical services;
- 2-13 (4) solid waste collection, except as provided by
- 2-14 Subsection (o);
- 2-15 (5) operation and maintenance of water and wastewater
- 2-16 facilities in the annexed area that are not within the service area
- 2-17 of another water or wastewater utility;
- 2-18 (6) operation and maintenance of roads and streets,
- 2-19 including road and street lighting;
- 2-20 (7) operation and maintenance of parks, playgrounds,
- 2-21 and swimming pools; and
- 2-22 (8) operation and maintenance of any other publicly
- 2-23 owned facility, building, or service.

2-24 SECTION 2. This Act takes effect immediately if it receives
2-25 a vote of two-thirds of all the members elected to each house, as
2-26 provided by Section 39, Article III, Texas Constitution. If this
2-27 Act does not receive the vote necessary for immediate effect, this
2-28 Act takes effect September 1, 2007.

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