

By: Escobar

H.B. No. 3325

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the extent of extraterritorial jurisdiction of certain  
3 municipalities.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 42.021, Local Government Code, is  
6 amended to read as follows:

7 Sec. 42.021. EXTENT OF EXTRATERRITORIAL JURISDICTION. (a)  
8 The extraterritorial jurisdiction of a municipality is the  
9 unincorporated area that is contiguous to the corporate boundaries  
10 of the municipality and that is located:

11 (1) within one-half mile of those boundaries, in the  
12 case of a municipality with fewer than 5,000 inhabitants;

13 (2) within one mile of those boundaries, in the case of  
14 a municipality with 5,000 to 24,999 inhabitants;

15 (3) within two miles of those boundaries, in the case  
16 of a municipality with 25,000 to 49,999 inhabitants;

17 (4) within 3-1/2 miles of those boundaries, in the  
18 case of a municipality with 50,000 to 99,999 inhabitants; or

19 (5) within five miles of those boundaries, in the case  
20 of a municipality with 100,000 or more inhabitants.

21 (b) Regardless of Subsection (a), the extraterritorial  
22 jurisdiction of a municipality is the unincorporated area that is  
23 contiguous to the corporate boundaries of the municipality and that  
24 is located within five miles of those boundaries on the barrier

1 island if the municipality has:

2 (1) a population of 2,000 or more; and

3 (2) territory located:

4 (A) entirely on a barrier island in the Gulf of  
5 Mexico; and

6 (B) within 30 miles of an international border.

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