

1-1 By: Escobar (Senate Sponsor - Lucio) H.B. No. 3325
1-2 (In the Senate - Received from the House April 30, 2007;
1-3 May 2, 2007, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 18, 2007, reported favorably by
1-5 the following vote: Yeas 4, Nays 0; May 18, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the extent of extraterritorial jurisdiction of certain
1-9 municipalities.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 42.021, Local Government Code, is
1-12 amended to read as follows:

1-13 Sec. 42.021. EXTENT OF EXTRATERRITORIAL JURISDICTION. (a)
1-14 The extraterritorial jurisdiction of a municipality is the
1-15 unincorporated area that is contiguous to the corporate boundaries
1-16 of the municipality and that is located:

1-17 (1) within one-half mile of those boundaries, in the
1-18 case of a municipality with fewer than 5,000 inhabitants;

1-19 (2) within one mile of those boundaries, in the case of
1-20 a municipality with 5,000 to 24,999 inhabitants;

1-21 (3) within two miles of those boundaries, in the case
1-22 of a municipality with 25,000 to 49,999 inhabitants;

1-23 (4) within 3-1/2 miles of those boundaries, in the
1-24 case of a municipality with 50,000 to 99,999 inhabitants; or

1-25 (5) within five miles of those boundaries, in the case
1-26 of a municipality with 100,000 or more inhabitants.

1-27 (b) Regardless of Subsection (a), the extraterritorial
1-28 jurisdiction of a municipality is the unincorporated area that is
1-29 contiguous to the corporate boundaries of the municipality and that
1-30 is located within five miles of those boundaries on the barrier
1-31 island if the municipality has:

1-32 (1) a population of 2,000 or more; and

1-33 (2) territory located:

1-34 (A) entirely on a barrier island in the Gulf of
1-35 Mexico; and

1-36 (B) within 30 miles of an international border.

1-37 SECTION 2. This Act takes effect immediately if it receives
1-38 a vote of two-thirds of all the members elected to each house, as
1-39 provided by Section 39, Article III, Texas Constitution. If this
1-40 Act does not receive the vote necessary for immediate effect, this
1-41 Act takes effect September 1, 2007.

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