

By: Strama

H.B. No. 3629

A BILL TO BE ENTITLED

AN ACT

relating to the municipalities that may annex an area for limited purposes.

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

SECTION 1. Section 43.121, Local Government Code, is amended by amending Subsection (a) and adding Subsection (d) to read as follows:

(a) The governing body of a [~~home-rule~~] municipality [~~with more than 225,000 inhabitants~~] by ordinance may annex an area for the limited purposes of applying its planning, zoning, health, and safety ordinances in the area if the municipality:

(1) has a population of more than 225,000; or

(2) has any of its incorporated territory located within 15 miles of a toll project:

(A) that is owned and operated by the Texas Department of Transportation; and

(B) that was first opened for vehicular traffic after October 1, 2006, and when completed will be over 25 miles long.

(d) A municipality that qualifies under Subsection (a)(2) does not lose the authority to annex an area for limited purposes if the Texas Department of Transportation transfers ownership or operation of the toll project.

SECTION 2. The section heading to Section 43.121, Local

1 Government Code, is amended to read as follows:

2 Sec. 43.121. AUTHORITY OF CERTAIN [~~POPULOUS HOME-RULE~~]
3 MUNICIPALITIES TO ANNEX FOR LIMITED PURPOSES; OTHER AUTHORITY NOT
4 AFFECTED.

5 SECTION 3. This Act takes effect immediately if it receives
6 a vote of two-thirds of all the members elected to each house, as
7 provided by Section 39, Article III, Texas Constitution. If this
8 Act does not receive the vote necessary for immediate effect, this
9 Act takes effect September 1, 2007.