

By: Fraser

S.B. No. 1157

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the requirements for a petition seeking an election to
3 abolish a municipality's corporate existence.

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

5 SECTION 1. Section 62.002(a), Local Government Code, is
6 amended to read as follows:

7 (a) The mayor of the municipality shall order an election on
8 the question of abolishing the municipality's corporate existence
9 if a petition requesting that the election be held is submitted to
10 the mayor and is signed by at least 400 qualified voters of the
11 municipality. However, if a majority of the qualified voters of the
12 municipality is less than 400, the petition must be signed by at
13 least two-thirds of the qualified voters of the municipality. If
14 the municipality has less than 400 qualified voters and has no
15 municipal debt and does not provide services that would be
16 otherwise provided by the county, the petition must be signed by at
17 least one-fourth of the ~~[50]~~ qualified voters in the municipality.

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