

By: West

S.B. No. 1271

A BILL TO BE ENTITLED

1

AN ACT

2 relating to the authority of a county to acquire, own, and operate a  
3 water or sewer utility system within a municipality with the  
4 approval of the municipality.

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

6 SECTION 1. Subsection (a), Section 412.016, Local  
7 Government Code, is amended to read as follows:

8 (a) A county may acquire, own, finance, operate, or contract  
9 for the operation of[~~r~~] a water or sewer utility system to serve an  
10 unincorporated area of the county or, with the approval of the  
11 governing body of the municipality, to serve all or a part of the  
12 area within a municipality, in the same manner and under the same  
13 regulations as a municipality under Chapter 402. The county must  
14 comply with all provisions of Chapter 13, Water Code, that apply to  
15 a municipality. [~~However, a county with a population of 2.8 million~~  
16 ~~or more and any adjoining county may, with the municipality's~~  
17 ~~approval, serve an area within a 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.