

By: Wentworth

S.B. No. 1619

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the applicability of certain municipal home-rule
3 charter provisions on actions relating to the issuance of public
4 securities by a home-rule municipality.

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

6 SECTION 1. Section 1201.028, Government Code, is amended to
7 read as follows:

8 Sec. 1201.028. SINGLE MEETING OF GOVERNING BODY SUFFICIENT.
9 Notwithstanding any other law, including a provision in a municipal
10 charter, the following actions taken at a meeting of the governing
11 body of an issuer are effective immediately, without requirement of
12 [and] a subsequent meeting, and are not subject to challenge by
13 referendum [is not required]:

14 (1) a resolution, order, or ordinance calling an
15 election to:

16 (A) authorize the issuance and sale of a public
17 security; or

18 (B) approve the resources, revenue, or income of
19 the issuer that may be pledged as security for a public security;

20 (2) a resolution, order, or ordinance canvassing the
21 results of an election described by Subdivision (1); or

22 (3) a public security authorization.

23 SECTION 2. This Act takes effect immediately if it receives
24 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2009.