

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

S.B. No. 1619

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.