

1-1 By: Wentworth S.B. No. 1619
1-2 (In the Senate - Filed March 10, 2009; March 17, 2009, read
1-3 first time and referred to Committee on Intergovernmental
1-4 Relations; April 6, 2009, reported favorably by the following
1-5 vote: Yeas 4, Nays 0; April 6, 2009, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the applicability of certain municipal home-rule
1-9 charter provisions on actions relating to the issuance of public
1-10 securities by a home-rule municipality.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 1201.028, Government Code, is amended to
1-13 read as follows:

1-14 Sec. 1201.028. SINGLE MEETING OF GOVERNING BODY SUFFICIENT.
1-15 Notwithstanding any other law, including a provision in a municipal
1-16 charter, the following actions taken at a meeting of the governing
1-17 body of an issuer are effective immediately, without requirement of
1-18 [and] a subsequent meeting, and are not subject to challenge by
1-19 referendum [is not required]:

1-20 (1) a resolution, order, or ordinance calling an
1-21 election to:

1-22 (A) authorize the issuance and sale of a public
1-23 security; or

1-24 (B) approve the resources, revenue, or income of
1-25 the issuer that may be pledged as security for a public security;

1-26 (2) a resolution, order, or ordinance canvassing the
1-27 results of an election described by Subdivision (1); or

1-28 (3) a public security authorization.

1-29 SECTION 2. This Act takes effect immediately if it receives
1-30 a vote of two-thirds of all the members elected to each house, as
1-31 provided by Section 39, Article III, Texas Constitution. If this
1-32 Act does not receive the vote necessary for immediate effect, this
1-33 Act takes effect September 1, 2009.

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