

BILL ANALYSIS

Senate Research Center

S.B. 1082
By: Hegar
Natural Resources
7/25/2011
Enrolled

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

Current law provides that only municipal utility districts and water control and improvement districts may enter into strategic partnership agreements with municipalities that allow for the limited annexation of certain areas within such districts into the municipality and the continuation of the districts for an agreed amount of time.

S.B. 1082 amends current law relating to strategic partnerships for the continuation of certain water districts annexed by a municipality and to certain restrictions on their use.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 43.0751(a)(1), Local Government Code, to redefine "district" in this section.

SECTION 2. Amends Section 43.0751, Local Government Code, by adding Subsection (r), to require a conservation and reclamation district (district) or the area of a district annexed for limited purposes under this section to be in the municipality's extraterritorial jurisdiction, and contiguous to the corporate boundaries of the municipality or an area annexed by the municipality for limited purposes, unless the district consents to noncontiguous annexation under a strategic partnership agreement with the municipality.

SECTION 3. Amends Subchapter D, Chapter 43, Local Government Code, by adding Section 43.07515, as follows:

Sec. 43.07515. REGULATION OF FIREWORKS UNDER STRATEGIC PARTNERSHIP AGREEMENT LAW. (a) Prohibits a municipality from regulating under Section 43.0751 or 43.0752 the sale, use, storage, or transportation of fireworks outside of the municipality's boundaries.

(b) Provides that to the extent of a conflict with any other law, this section controls.

SECTION 4. Makes application of Section 43.0751, Local Government Code, as amended by this Act, prospective.

SECTION 5. Makes application of Section 43.07515, Local Government Code, as added by this Act, prospective.

SECTION 6. Effective date: September 1, 2011.