

BILL ANALYSIS

S.B. 1082
By: Hegar
Natural Resources
Committee Report (Unamended)

BACKGROUND AND PURPOSE

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.

The bill proposes to amend Chapter 43.0751(a)(1), Local Government Code, by providing that any conservation and reclamation district operating under Chapter 49 (Provisions Applicable to All Districts) may enter into a strategic partnership agreement, except for groundwater conservation districts and special utility districts. The bill also proposes to amend Chapter 43.0751 (Strategic Partnership for Continuation of Certain Districts) by adding a new Subsection (r) that would allow a municipality to annex noncontiguous areas for purposes of limited annexation upon the consent of the district. The bill would only apply to annexation for limited purposes that occur after the effective date of the Act.

As proposed, S.B. 1082 amends current law relating to strategic partnerships for the continuation of certain water districts annexed by a municipality.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

SECTION 1. Amends Section 43.0751(a)(1), Local Government Code, to define "district."

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

SECTION 4. Provides for the effective date of this Act.

EFFECTIVE DATE

This Act takes effect September 1, 2011.