

1-1 By: Kolkhorst (Senate Sponsor - Carona) H.B. No. 3096
1-2 (In the Senate - Received from the House May 5, 2011;
1-3 May 9, 2011, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 19, 2011, reported favorably by
1-5 the following vote: Yeas 5, Nays 0; May 19, 2011, sent to
1-6 printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to the cancellation of a subdivision by a commissioners
1-10 court.

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

1-12 SECTION 1. Section 232.008(h), Local Government Code, is
1-13 amended to read as follows:

1-14 (h) Regardless of the date land is subdivided or a plat is
1-15 filed for a subdivision, the [The] commissioners court may deny a
1-16 cancellation under this section if the commissioners court
1-17 determines the cancellation will prevent the proposed
1-18 interconnection of infrastructure to pending or existing
1-19 development as defined by Section 232.0085.

1-20 SECTION 2. Section 232.008(h), Local Government Code, as
1-21 amended by this Act, applies to an application for cancellation of
1-22 all or part of a subdivision filed on or after the effective date of
1-23 this Act or before the effective date of this Act if the approval of
1-24 the application filed before the effective date of this Act is not
1-25 final.

1-26 SECTION 3. This Act takes effect immediately if it receives
1-27 a vote of two-thirds of all the members elected to each house, as
1-28 provided by Section 39, Article III, Texas Constitution. If this
1-29 Act does not receive the vote necessary for immediate effect, this
1-30 Act takes effect September 1, 2011.

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