

Amend CSHB 4122 (house committee report) by striking page 2, line 14, through page 3, line 1, and substituting the following:

Sec. 36.343. HEARING. (a) Each district, on receiving a petition under this subchapter, shall hold a hearing on the matter of the transfer requested in the petition.

(b) The board of each district by order shall set a time and place to hold a hearing on the petition to include or exclude the parcel in the district. The hearing may be held not earlier than the 31st day after the date on which the board issues the order.

(c) The secretary of the board shall give notice of the hearing. The notice must contain the time and place for the hearing and a description of the parcel proposed to be annexed into or excluded from the district.

(d) The secretary shall:

(1) post copies of the notice in three public places in the district and one public place in the parcel proposed to be annexed into or excluded from the district for at least 15 days before the date of the hearing; and

(2) not later than the 16th day before the date on which the hearing will be held, publish the notice once in a newspaper of general circulation in the county.

(e) If after the hearing the board finds that annexation of the parcel into the district or exclusion of the parcel from the district would be feasible and would benefit the district, the board may approve the annexation or exclusion by a resolution entered in its minutes. The board is not required to include or exclude all of the parcel described in the petition if the board finds that a change is necessary or desirable.

(f) If the board of each district approves the transfer on the same terms, the districts may enter into an agreement to effectuate the transfer of territory as the boards agree and within a reasonable period of time. If a district from which territory is to be excluded under this section has outstanding debt or obligations, that district and the district to which the territory is to be added shall include in the agreement terms that ensure that the debts of the originating district are not impaired by the transfer of the territory.