

By: Miller

H.B. No. 3504

A BILL TO BE ENTITLED

AN ACT

relating to the authority of certain county assistance districts to annex public rights-of-way and county-owned property.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. The heading to Section 387.0031, Local Government Code, is amended to read as follows:

Sec. 387.0031. INCLUSION OF ROADS OR COUNTY PROPERTY IN CERTAIN DISTRICTS.

SECTION 2. Section 387.0031, Local Government Code, is amended by amending Subsections (b) and (c) and adding Subsection (b-1) to read as follows:

(b) The governing body of a district by order may include in the district a portion of a road or public right-of-way, including associated drainage areas, or county-owned property that is being used for a public purpose if:

(1) the road, public right-of-way, or county-owned property [that] is located in a municipality located in the county that created the district; and

(2) [if] the municipality consents to the inclusion.

(b-1) An election is not required to approve an order described by Subsection (b) [this subsection].

(c) The district may use money available to the district to perform any function of the district under this chapter ~~[maintenance or improvement]~~ on a road or public right-of-way,

1 including [~~and the~~] associated drainage areas, or any property
2 included in the district in accordance with this section.

3 SECTION 3. This Act takes effect September 1, 2017.