

By: Menéndez  
(Gutierrez)

S.B. No. 1878

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the service plan for the annexation by certain  
3 municipalities of territory included in an emergency services  
4 district.

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

6 SECTION 1. Section 43.056(p), Local Government Code, is  
7 amended to read as follows:

8 (p) This subsection applies only to a municipality in a  
9 county with a population of more than one million and less than 1.75  
10 [~~1.5~~] million. For a municipality that has adopted Chapter 143 and  
11 directly employs firefighters, a service plan that includes the  
12 provision of services to an area that, at the time the service plan  
13 is adopted, is located in the territory of an emergency services  
14 district:

15 (1) must require the municipality's fire department to  
16 provide initial response to the annexed territory that is  
17 equivalent to that provided to other areas within the corporate  
18 boundaries of the municipality with similar topography, land use,  
19 and population density;

20 (2) may not provide for municipal fire services to the  
21 annexed area solely or primarily by means of an automatic aid or  
22 mutual aid agreement with the affected emergency services district  
23 or other third-party provider of services; and

24 (3) may authorize the emergency services district to

1 provide supplemental fire and emergency medical services to the  
2 annexed area by means of an automatic aid or mutual aid agreement.

3 SECTION 2. The change in law made by this Act to Section  
4 43.056(p), Local Government Code, applies only to the annexation of  
5 an area for which all parts of the statutory annexation process are  
6 begun on or after the effective date of this Act. The annexation of  
7 an area for which any part of the statutory annexation process was  
8 begun before the effective date of this Act is governed by the law  
9 in effect immediately before the effective date of this Act, and the  
10 former law is continued in effect for that purpose.

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