

By: Buckingham

S.B. No. 2196

A BILL TO BE ENTITLED

AN ACT

relating to the requirements for annexation by a municipality of certain municipal utility districts.

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

SECTION 1. Section 8395.151, Special District Local Laws Code, is amended to read as follows:

Sec. 8395.151. ANNEXATION BY MUNICIPALITY. (a) The governing body of a [A] municipality that plans to [may] annex all or part of the district first must adopt a resolution of intention to annex all or part of the district and transmit that resolution to the district and the following districts:

(1) Travis County Municipal Utility District No. 4;

(2) Travis County Municipal Utility District No. 5;

(3) Travis County Municipal Utility District No. 6;

(4) Travis County Municipal Utility District No. 7;

(5) Travis County Municipal Utility District No. 8;

and

(6) Travis County Municipal Utility District No. 9.

(b) On receipt of a resolution described by Subsection (a), the district and each of the districts listed in Subsection (a) shall call an election to be held on the next uniform election date on the question of whether the annexation should be authorized.

(c) The municipality may annex the territory described by the resolution only if a majority of the total number of voters

1 voting in all of the districts' elections vote in favor of
2 authorizing the annexation.

3 (d) The municipality seeking annexation shall pay the costs
4 of the elections held under this section [~~on the earlier of:~~

5 ~~(1) the installation of 90 percent of all works,~~
6 ~~improvements, facilities, plants, equipment, and appliances~~
7 ~~necessary and adequate to:~~

8 ~~[(A) provide service to the proposed development~~
9 ~~within the district;~~

10 ~~[(B) accomplish the purposes for which the~~
11 ~~district was created; and~~

12 ~~[(C) exercise the powers provided by general law~~
13 ~~and this chapter; or~~

14 ~~(2) the 20th anniversary of the date the district was~~
15 ~~confirmed].~~

16 SECTION 2. Section 8396.151, Special District Local Laws
17 Code, is amended to read as follows:

18 Sec. 8396.151. ANNEXATION BY MUNICIPALITY. (a) The
19 governing body of a [A] municipality that plans to [~~may~~] annex all
20 or part of the district first must adopt a resolution of intention
21 to annex all or part of the district and transmit that resolution to
22 the district and the following districts:

23 (1) Travis County Municipal Utility District No. 3;

24 (2) Travis County Municipal Utility District No. 5;

25 (3) Travis County Municipal Utility District No. 6;

26 (4) Travis County Municipal Utility District No. 7;

27 (5) Travis County Municipal Utility District No. 8;

1 and

2 (6) Travis County Municipal Utility District No. 9.

3 (b) On receipt of a resolution described by Subsection (a),
4 the district and each of the districts listed in Subsection (a)
5 shall call an election to be held on the next uniform election date
6 on the question of whether the annexation should be authorized.

7 (c) The municipality may annex the territory described in
8 the resolution only if a majority of the total number of voters
9 voting in all of the districts' elections vote in favor of
10 authorizing the annexation.

11 (d) The municipality seeking annexation shall pay the costs
12 of the elections held under this section ~~[on the earlier of:~~

13 ~~[(1) the installation of 90 percent of all works,~~
14 ~~improvements, facilities, plants, equipment, and appliances~~
15 ~~necessary and adequate to:~~

16 ~~[(A) provide service to the proposed development~~
17 ~~within the district,~~

18 ~~[(B) accomplish the purposes for which the~~
19 ~~district was created, and~~

20 ~~[(C) exercise the powers provided by general law~~
21 ~~and this chapter, or~~

22 ~~[(2) the 20th anniversary of the date the district was~~
23 ~~confirmed].~~

24 SECTION 3. Section 8397.151, Special District Local Laws
25 Code, is amended to read as follows:

26 Sec. 8397.151. ANNEXATION BY MUNICIPALITY. (a) The
27 governing body of a [A] municipality that plans to [may] annex all

1 or part of the district first must adopt a resolution of intention
2 to annex all or part of the district and transmit that resolution to
3 the district and the following districts:

- 4 (1) Travis County Municipal Utility District No. 3;
- 5 (2) Travis County Municipal Utility District No. 4;
- 6 (3) Travis County Municipal Utility District No. 6;
- 7 (4) Travis County Municipal Utility District No. 7;
- 8 (5) Travis County Municipal Utility District No. 8;

9 and

- 10 (6) Travis County Municipal Utility District No. 9.

11 (b) On receipt of a resolution described by Subsection (a),
12 the district and each of the districts listed in Subsection (a)
13 shall call an election to be held on the next uniform election date
14 on the question of whether the annexation should be authorized.

15 (c) The municipality may annex the territory described in
16 the resolution only if a majority of the total number of voters
17 voting in all of the districts' elections vote in favor of
18 authorizing the annexation.

19 (d) The municipality seeking annexation shall pay the costs
20 of the elections held under this section ~~[on the earlier of:~~

21 ~~[(1) the installation of 90 percent of all works,~~
22 ~~improvements, facilities, plants, equipment, and appliances~~
23 ~~necessary and adequate to:~~

24 ~~[(A) provide service to the proposed development~~
25 ~~within the district,~~

26 ~~[(B) accomplish the purposes for which the~~
27 ~~district was created, and~~

1 ~~[(C) exercise the powers provided by general law~~
2 ~~and this chapter, or~~

3 ~~[(2) the 20th anniversary of the date the district was~~
4 ~~confirmed].~~

5 SECTION 4. Section 8398.151, Special District Local Laws
6 Code, is amended to read as follows:

7 Sec. 8398.151. ANNEXATION BY MUNICIPALITY. (a) The
8 governing body of a [A] municipality that plans to [may] annex all
9 or part of the district first must adopt a resolution of intention
10 to annex all or part of the district and transmit that resolution to
11 the district and the following districts:

- 12 (1) Travis County Municipal Utility District No. 3;
- 13 (2) Travis County Municipal Utility District No. 4;
- 14 (3) Travis County Municipal Utility District No. 5;
- 15 (4) Travis County Municipal Utility District No. 7;
- 16 (5) Travis County Municipal Utility District No. 8;

17 and

- 18 (6) Travis County Municipal Utility District No. 9.

19 (b) On receipt of a resolution described by Subsection (a),
20 the district and each of the districts listed in Subsection (a)
21 shall call an election to be held on the next uniform election date
22 on the question of whether the annexation should be authorized.

23 (c) The municipality may annex the territory described in
24 the resolution only if a majority of the total number of voters
25 voting in all of the districts' elections vote in favor of
26 authorizing the annexation.

27 (d) The municipality seeking annexation shall pay the costs

1 of the elections held under this section [~~on the earlier of:~~

2 ~~(1) the installation of 90 percent of all works,~~
3 ~~improvements, facilities, plants, equipment, and appliances~~
4 ~~necessary and adequate to:~~

5 ~~(A) provide service to the proposed development~~
6 ~~within the district;~~

7 ~~(B) accomplish the purposes for which the~~
8 ~~district was created; and~~

9 ~~(C) exercise the powers provided by general law~~
10 ~~and this chapter; or~~

11 ~~(2) the 20th anniversary of the date the district was~~
12 ~~confirmed].~~

13 SECTION 5. Section 8399.151, Special District Local Laws
14 Code, is amended to read as follows:

15 Sec. 8399.151. ANNEXATION BY MUNICIPALITY. (a) The
16 governing body of a [A] municipality that plans to [may] annex all
17 or part of the district first must adopt a resolution of intention
18 to annex all or part of the district and transmit that resolution to
19 the district and the following districts:

- 20 (1) Travis County Municipal Utility District No. 3;
- 21 (2) Travis County Municipal Utility District No. 4;
- 22 (3) Travis County Municipal Utility District No. 5;
- 23 (4) Travis County Municipal Utility District No. 6;
- 24 (5) Travis County Municipal Utility District No. 8;

25 and

- 26 (6) Travis County Municipal Utility District No. 9.

27 (b) On receipt of a resolution described by Subsection (a),

1 the district and each of the districts listed in Subsection (a)
2 shall call an election to be held on the next uniform election date
3 on the question of whether the annexation should be authorized.

4 (c) The municipality may annex the territory described in
5 the resolution only if a majority of the total number of voters
6 voting in all of the districts' elections vote in favor of
7 authorizing the annexation.

8 (d) The municipality seeking annexation shall pay the costs
9 of the elections held under this section [~~on the earlier of:~~

10 [~~(1) the installation of 90 percent of all works,~~
11 ~~improvements, facilities, plants, equipment, and appliances~~
12 ~~necessary and adequate to:~~

13 [~~(A) provide service to the proposed development~~
14 ~~within the district;~~

15 [~~(B) accomplish the purposes for which the~~
16 ~~district was created; and~~

17 [~~(C) exercise the powers provided by general law~~
18 ~~and this chapter; or~~

19 [~~(2) the 20th anniversary of the date the district was~~
20 ~~confirmed].~~

21 SECTION 6. Section 8400.151, Special District Local Laws
22 Code, is amended to read as follows:

23 Sec. 8400.151. ANNEXATION BY MUNICIPALITY. (a) The
24 governing body of a [A] municipality that plans to [may] annex all
25 or part of the district first must adopt a resolution of intention
26 to annex all or part of the district and transmit that resolution to
27 the district and the following districts:

- 1 (1) Travis County Municipal Utility District No. 3;
- 2 (2) Travis County Municipal Utility District No. 4;
- 3 (3) Travis County Municipal Utility District No. 5;
- 4 (4) Travis County Municipal Utility District No. 6;
- 5 (5) Travis County Municipal Utility District No. 7;
- 6 and
- 7 (6) Travis County Municipal Utility District No. 9.

8 (b) On receipt of a resolution described by Subsection (a),
9 the district and each of the districts listed in Subsection (a)
10 shall call an election to be held on the next uniform election date
11 on the question of whether the annexation should be authorized.

12 (c) The municipality may annex the territory described in
13 the resolution only if a majority of the total number of voters
14 voting in all of the districts' elections vote in favor of
15 authorizing the annexation.

16 (d) The municipality seeking annexation shall pay the costs
17 of the elections held under this section [~~on the earlier of:~~

18 ~~[(1) the installation of 90 percent of all works,~~
19 ~~improvements, facilities, plants, equipment, and appliances~~
20 ~~necessary and adequate to:~~

21 ~~[(A) provide service to the proposed development~~
22 ~~within the district,~~

23 ~~[(B) accomplish the purposes for which the~~
24 ~~district was created, and~~

25 ~~[(C) exercise the powers provided by general law~~
26 ~~and this chapter, or~~

27 ~~[(2) the 20th anniversary of the date the district was~~

1 ~~confirmed~~].

2 SECTION 7. Section 8401.151, Special District Local Laws
3 Code, is amended to read as follows:

4 Sec. 8401.151. ANNEXATION BY MUNICIPALITY. (a) The
5 governing body of a [A] municipality that plans to [may] annex all
6 or part of the district first must adopt a resolution of intention
7 to annex all or part of the district and transmit that resolution to
8 the district and the following districts:

- 9 (1) Travis County Municipal Utility District No. 3;
10 (2) Travis County Municipal Utility District No. 4;
11 (3) Travis County Municipal Utility District No. 5;
12 (4) Travis County Municipal Utility District No. 6;
13 (5) Travis County Municipal Utility District No. 7;

14 and

- 15 (6) Travis County Municipal Utility District No. 8.

16 (b) On receipt of a resolution described by Subsection (a),
17 the district and each of the districts listed in Subsection (a)
18 shall call an election to be held on the next uniform election date
19 on the question of whether the annexation should be authorized.

20 (c) The municipality may annex the territory described in
21 the resolution only if a majority of the total number of voters
22 voting in all of the districts' elections vote in favor of
23 authorizing the annexation.

24 (d) The municipality seeking annexation shall pay the costs
25 of the elections held under this section [on the earlier of:

26 (1) the installation of 90 percent of all works,
27 improvements, facilities, plants, equipment, and appliances

1 ~~necessary and adequate to:~~

2 ~~[(A) provide service to the proposed development~~
3 ~~within the district;~~

4 ~~[(B) accomplish the purposes for which the~~
5 ~~district was created; and~~

6 ~~[(C) exercise the powers provided by general law~~
7 ~~and this chapter; or~~

8 ~~[(2) the 20th anniversary of the date the district was~~
9 ~~confirmed].~~

10 SECTION 8. This Act takes effect September 1, 2017.