

1-1 By: King of Parker, et al. H.B. No. 347  
 1-2 (Senate Sponsor - Birdwell)  
 1-3 (In the Senate - Received from the House April 11, 2019;  
 1-4 April 16, 2019, read first time and referred to Committee on State  
 1-5 Affairs; April 29, 2019, reported favorably by the following vote:  
 1-6 Yeas 7, Nays 0; April 29, 2019, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12			X	
1-13	X			
1-14	X			
1-15			X	
1-16	X			
1-17	X			

1-18 A BILL TO BE ENTITLED  
 1-19 AN ACT

1-20 relating to consent annexation requirements.  
 1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
 1-22 ARTICLE 1. REPEAL OF TIER SYSTEM  
 1-23 SECTION 1.01. The following provisions of Chapter 43, Local  
 1-24 Government Code, are repealed:  
 1-25 (1) Sections 43.001(2), (3), (4), and (5);  
 1-26 (2) Section 43.011;  
 1-27 (3) Subchapter B;  
 1-28 (4) Section 43.0505(b);  
 1-29 (5) Section 43.052;  
 1-30 (6) Section 43.053;  
 1-31 (7) Section 43.056(q);  
 1-32 (8) Section 43.0561;  
 1-33 (9) Section 43.0562;  
 1-34 (10) Section 43.0563;  
 1-35 (11) Section 43.0564;  
 1-36 (12) Section 43.061(b);  
 1-37 (13) Section 43.066;  
 1-38 (14) Section 43.067;  
 1-39 (15) Section 43.068;  
 1-40 (16) Section 43.069;  
 1-41 (17) Section 43.0751(o);  
 1-42 (18) Section 43.0752;  
 1-43 (19) Section 43.103;  
 1-44 (20) Section 43.105; and  
 1-45 (21) Subchapter Y.  
 1-46 SECTION 1.02. The heading to Subchapter C-2, Chapter 43,  
 1-47 Local Government Code, is amended to read as follows:  
 1-48 SUBCHAPTER C-2. GENERAL ANNEXATION AUTHORITY AND PROCEDURES  
 1-49 REGARDING CONSENT ANNEXATIONS [~~:- TIER 2 MUNICIPALITIES~~]  
 1-50 SECTION 1.03. The heading to Subchapter C-3, Chapter 43,  
 1-51 Local Government Code, is amended to read as follows:  
 1-52 SUBCHAPTER C-3. ANNEXATION OF AREA ON REQUEST OF OWNERS [~~:- TIER 2~~  
 1-53 ~~MUNICIPALITIES~~]  
 1-54 SECTION 1.04. The heading to Subchapter C-4, Chapter 43,  
 1-55 Local Government Code, is amended to read as follows:  
 1-56 SUBCHAPTER C-4. ANNEXATION OF AREAS WITH POPULATION OF LESS THAN  
 1-57 200 BY PETITION [~~:- TIER 2 MUNICIPALITIES~~]  
 1-58 SECTION 1.05. The heading to Subchapter C-5, Chapter 43,  
 1-59 Local Government Code, is amended to read as follows:  
 1-60 SUBCHAPTER C-5. ANNEXATION OF AREAS WITH POPULATION OF AT LEAST 200  
 1-61 BY ELECTION [~~:- TIER 2 MUNICIPALITIES~~]

2-1 SECTION 1.06. Section 43.1025(c), Local Government Code, is  
2-2 amended to read as follows:

2-3 (c) The area described by Subsection (b) may be annexed  
2-4 under the requirements prescribed by Subchapter C-3, C-4, or C-5,  
2-5 as applicable [to a tier 2 municipality], but the annexation may not  
2-6 occur unless each municipality in whose extraterritorial  
2-7 jurisdiction the area may be located:

- 2-8 (1) consents to the annexation; and
- 2-9 (2) reduces its extraterritorial jurisdiction over  
2-10 the area as provided by Section 42.023.

2-11 SECTION 1.07. Section 43.1211, Local Government Code, is  
2-12 amended to read as follows:

2-13 Sec. 43.1211. USE OF CONSENT PROCEDURES [AUTHORITY OF  
2-14 CERTAIN TIER 2 MUNICIPALITIES] TO ANNEX FOR LIMITED PURPOSES.  
2-15 Except as provided by Section 43.0751, beginning December 1, 2017,  
2-16 a [~~tier 2~~] municipality described by Section 43.121(a) may annex an  
2-17 area for the limited purposes of applying its planning, zoning,  
2-18 health, and safety ordinances in the area using the procedures  
2-19 under Subchapter C-3, C-4, or C-5, as applicable.

2-20 ARTICLE 2. CONFORMING CHANGES

2-21 SECTION 2.01. The following provisions of the Special  
2-22 District Local Laws Code are repealed:

- 2-23 (1) Section 8374.252(a);
- 2-24 (2) Section 8375.252(a);
- 2-25 (3) Section 8376.252(a);
- 2-26 (4) Section 8377.252(a);
- 2-27 (5) Section 8378.252(a);
- 2-28 (6) Section 8382.252(a);
- 2-29 (7) Section 8383.252(a);
- 2-30 (8) Section 8384.252(a);
- 2-31 (9) Section 8385.252(a); and
- 2-32 (10) Section 8477.302(a).

2-33 SECTION 2.02. Section 43.0116(a), Local Government Code, is  
2-34 amended to read as follows:

2-35 (a) Notwithstanding any other law and subject to Subsection  
2-36 (b), a municipality may annex all or part of the area located in an  
2-37 industrial district designated by the governing body of the  
2-38 municipality under Section 42.044 under the procedures prescribed  
2-39 by Subchapter C-1 [the requirements applicable to a tier 1  
2-40 municipality].

2-41 SECTION 2.03. The heading to Subchapter C, Chapter 43,  
2-42 Local Government Code, is amended to read as follows:

2-43 SUBCHAPTER C. LIMITATIONS AND REQUIREMENTS REGARDING ANNEXATIONS  
2-44 EXEMPTED FROM CONSENT ANNEXATION PROCEDURES [PROCEDURE FOR AREAS  
2-45 ANNEXED UNDER MUNICIPAL ANNEXATION PLAN: TIER 1 MUNICIPALITIES]

2-46 SECTION 2.04. Section 43.0505(a), Local Government Code, is  
2-47 amended to read as follows:

2-48 (a) This [Except as provided by Subsection (b), this]  
2-49 subchapter applies only to an annexation under Subchapter C-1 [a  
2-50 tier 1 municipality].

2-51 SECTION 2.05. Sections 43.056(a), (b), (j), and (k), Local  
2-52 Government Code, are amended to read as follows:

2-53 (a) This section applies to a service plan under Section  
2-54 43.065 [Before the first day of the 10th month after the month in  
2-55 which the inventory is prepared as provided by Section 43.053, the  
2-56 municipality proposing the annexation shall complete a service plan  
2-57 that provides for the extension of full municipal services to the  
2-58 area to be annexed. The municipality shall provide the services by  
2-59 any of the methods by which it extends the services to any other  
2-60 area of the municipality].

2-61 (b) The service plan, which must be completed [~~in the period~~  
2-62 ~~provided by Subsection (a)] before the annexation, must include a  
2-63 program under which the municipality will provide full municipal  
2-64 services in the annexed area no later than 2-1/2 years after the  
2-65 effective date of the annexation, in accordance with Subsection  
2-66 (e), unless certain services cannot reasonably be provided within  
2-67 that period and the municipality proposes a schedule for providing  
2-68 those services, and must include a list of all services required by  
2-69 this section to be provided under the plan. If the municipality~~

3-1 proposes a schedule to extend the period for providing certain  
3-2 services, the schedule must provide for the provision of full  
3-3 municipal services no later than 4-1/2 years after the effective  
3-4 date of the annexation. However, under the program if the  
3-5 municipality provides any of the following services within the  
3-6 corporate boundaries of the municipality before annexation, the  
3-7 municipality must provide those services in the area proposed for  
3-8 annexation on the effective date of the annexation of the area:

- 3-9 (1) police protection;
- 3-10 (2) fire protection;
- 3-11 (3) emergency medical services;
- 3-12 (4) solid waste collection, except as provided by  
3-13 Subsection (o);
- 3-14 (5) operation and maintenance of water and wastewater  
3-15 facilities in the annexed area that are not within the service area  
3-16 of another water or wastewater utility;
- 3-17 (6) operation and maintenance of roads and streets,  
3-18 including road and street lighting;
- 3-19 (7) operation and maintenance of parks, playgrounds,  
3-20 and swimming pools; and
- 3-21 (8) operation and maintenance of any other publicly  
3-22 owned facility, building, or service.

3-23 (j) The proposed service plan must be made available for  
3-24 public inspection and explained to the inhabitants of the area at  
3-25 the public hearings held under Section 43.063 [~~43.0561~~]. The plan  
3-26 may be amended through negotiation at the hearings, but the  
3-27 provision of any service may not be deleted. On completion of the  
3-28 public hearings, the service plan shall be attached to the  
3-29 ordinance annexing the area and approved as part of the ordinance.

3-30 (k) On approval by the governing body, the service plan is a  
3-31 contractual obligation that is not subject to amendment or repeal  
3-32 except that if the governing body determines at the public hearings  
3-33 required by this subsection that changed conditions or subsequent  
3-34 occurrences make the service plan unworkable or obsolete, the  
3-35 governing body may amend the service plan to conform to the changed  
3-36 conditions or subsequent occurrences. An amended service plan must  
3-37 provide for services that are comparable to or better than those  
3-38 established in the service plan before amendment. Before any  
3-39 amendment is adopted, the governing body must provide an  
3-40 opportunity for interested persons to be heard at public hearings  
3-41 called and held in the manner provided by Section 43.063 [~~43.0561~~].

3-42 SECTION 2.06. The heading to Subchapter C-1, Chapter 43,  
3-43 Local Government Code, is amended to read as follows:

3-44 SUBCHAPTER C-1. ANNEXATION PROCEDURE FOR AREAS EXEMPTED FROM  
3-45 CONSENT [MUNICIPAL] ANNEXATION PROCEDURES [PLAN: TIER 1  
3-46 MUNICIPALITIES]

3-47 SECTION 2.07. Section 43.061(a), Local Government Code, is  
3-48 amended to read as follows:

3-49 (a) Unless otherwise specifically provided by this chapter  
3-50 or another law [Except as provided by Subsection (b)], this  
3-51 subchapter applies only to an annexation under:

- 3-52 (1) Section 43.0115 (Enclave);
- 3-53 (2) Section 43.0116 (Industrial District);
- 3-54 (3) Section 43.012 (Area Owned by Type-A  
3-55 Municipality);
- 3-56 (4) Section 43.013 (Navigable Stream);
- 3-57 (5) Section 43.0751(h) (Strategic Partnership);
- 3-58 (6) Section 43.101 (Municipally Owned Reservoir);
- 3-59 (7) Section 43.102 (Municipally Owned Airport); and
- 3-60 (8) Section 43.1055 (Road and Right-of-Way) [area that

3-61 is proposed for annexation by a tier 1 municipality and that is not  
3-62 required to be included in a municipal annexation plan under  
3-63 Section 43.052(h)].

3-64 SECTION 2.08. Section 43.062(b), Local Government Code, is  
3-65 amended to read as follows:

3-66 (b) This subsection applies only to an area that contains  
3-67 fewer than 100 separate tracts of land on which one or more  
3-68 residential dwellings are located on each tract [described by  
3-69 Section 43.052(h)(1)]. Before the 30th day before the date of the

4-1 first hearing required under Section 43.063, a municipality shall  
 4-2 give written notice of its intent to annex the area to:

4-3 (1) each property owner in an area proposed for  
 4-4 annexation, as indicated by the appraisal records furnished by the  
 4-5 appraisal district for each county in which the area is located;

4-6 (2) each public entity~~[, as defined by Section~~  
 4-7 ~~43.053,]~~ or private entity that provides services in the area  
 4-8 proposed for annexation, including each:

4-9 (A) municipality, county, fire protection  
 4-10 service provider, including a volunteer fire department, and  
 4-11 emergency medical services provider, including a volunteer  
 4-12 emergency medical services provider; and

4-13 (B) municipal utility district, water control  
 4-14 and improvement district, or other district created under Section  
 4-15 52, Article III, or Section 59, Article XVI, Texas Constitution;  
 4-16 and

4-17 (3) each railroad company that serves the municipality  
 4-18 and is on the municipality's tax roll if the company's right-of-way  
 4-19 is in the area proposed for annexation.

4-20 SECTION 2.09. Section 43.0715(c), Local Government Code, is  
 4-21 amended to read as follows:

4-22 (c) At the time notice of the municipality's intent to annex  
 4-23 the land within the district is first given in accordance with  
 4-24 Section ~~[43.052,]~~ 43.0683~~[,]~~ or 43.0693, as applicable, the  
 4-25 municipality shall proceed to initiate and complete a report for  
 4-26 each developer conducted in accordance with the format approved by  
 4-27 the Texas Commission on Environmental Quality for audits. In the  
 4-28 event the municipality is unable to complete the report prior to the  
 4-29 effective date of the annexation as a result of the developer's  
 4-30 failure to provide information to the municipality which cannot be  
 4-31 obtained from other sources, the municipality shall obtain from the  
 4-32 district the estimated costs of each project previously undertaken  
 4-33 by a developer which are eligible for reimbursement. The amount of  
 4-34 such costs, as estimated by the district, shall be escrowed by the  
 4-35 municipality for the benefit of the persons entitled to receive  
 4-36 payment in an insured interest-bearing account with a financial  
 4-37 institution authorized to do business in the state. To compensate  
 4-38 the developer for the municipality's use of the infrastructure  
 4-39 facilities pending the determination of the reimbursement amount,  
 4-40 all interest accrued on the escrowed funds shall be paid to the  
 4-41 developer whether or not the annexation is valid. Upon placement  
 4-42 of the funds in the escrow account, the annexation may become  
 4-43 effective. In the event a municipality timely escrows all  
 4-44 estimated reimbursable amounts as required by this subsection and  
 4-45 all such amounts, determined to be owed, including interest, are  
 4-46 subsequently disbursed to the developer within five days of final  
 4-47 determination in immediately available funds as required by this  
 4-48 section, no penalties or interest shall accrue during the pendency  
 4-49 of the escrow. Either the municipality or developer may, by  
 4-50 written notice to the other party, require disputes regarding the  
 4-51 amount owed under this section to be subject to nonbinding  
 4-52 arbitration in accordance with the rules of the American  
 4-53 Arbitration Association.

4-54 SECTION 2.10. Sections 43.0751(b) and (h), Local Government  
 4-55 Code, are amended to read as follows:

4-56 (b) The governing bodies of a municipality and a district  
 4-57 may negotiate and enter into a written strategic partnership  
 4-58 agreement for the district by mutual consent. ~~[The governing body~~  
 4-59 ~~of a municipality, on written request from a district included in~~  
 4-60 ~~the municipality's annexation plan under Section 43.052, shall~~  
 4-61 ~~negotiate and enter into a written strategic partnership agreement~~  
 4-62 ~~with the district. A district included in a municipality's~~  
 4-63 ~~annexation plan under Section 43.052:~~

4-64 ~~[(1) may not submit its written request before the~~  
 4-65 ~~date of the second hearing required under Section 43.0561, and~~

4-66 ~~[(2) must submit its written request before the 61st~~  
 4-67 ~~day after the date of the second hearing required under Section~~  
 4-68 ~~43.0561.]~~

4-69 (h) On the full-purpose annexation conversion date set



5-1 forth in the strategic partnership agreement pursuant to Subsection  
 5-2 (f)(5), the land included within the boundaries of the district  
 5-3 shall be deemed to be within the full-purpose boundary limits of the  
 5-4 municipality without the need for further action by the governing  
 5-5 body of the municipality. The full-purpose annexation conversion  
 5-6 date established by a strategic partnership agreement may be  
 5-7 altered only by mutual agreement of the district and the  
 5-8 municipality. However, nothing herein shall prevent the  
 5-9 municipality from terminating the agreement and instituting  
 5-10 proceedings to annex the district, on request by the governing body  
 5-11 of the district, on any date prior to the full-purpose annexation  
 5-12 conversion date established by the strategic partnership agreement  
 5-13 under the procedures prescribed by Subchapter C-1 [~~applicable to a~~  
 5-14 ~~tier 1 municipality~~]. Land annexed for limited or full purposes  
 5-15 under this section shall not be included in calculations prescribed  
 5-16 by Section 43.055(a).

5-17 SECTION 2.11. Section 43.07515(a), Local Government Code,  
 5-18 is amended to read as follows:

5-19 (a) A municipality may not regulate under Section 43.0751  
 5-20 [~~or 43.0752~~] the sale, use, storage, or transportation of fireworks  
 5-21 outside of the municipality's boundaries.

5-22 SECTION 2.12. Section 43.101(c), Local Government Code, is  
 5-23 amended to read as follows:

5-24 (c) A municipality may annex the [The] area described by  
 5-25 this section [may be annexed] without the consent of any owners or  
 5-26 residents of the area under the procedures prescribed by Subchapter  
 5-27 C-1 [applicable to a tier 1 municipality by:

5-28 [~~(1) a tier 1 municipality; and~~  
 5-29 [~~(2)~~] if there are no owners other than the  
 5-30 municipality or residents of the area[~~, a tier 2 municipality~~].

5-31 SECTION 2.13. Section 43.102(c), Local Government Code, is  
 5-32 amended to read as follows:

5-33 (c) A municipality may annex the [The] area described by  
 5-34 this section [may be annexed] without the consent of any owners or  
 5-35 residents of the area under the procedures prescribed by Subchapter  
 5-36 C-1 [applicable to a tier 1 municipality by:

5-37 [~~(1) a tier 1 municipality; and~~  
 5-38 [~~(2)~~] if there are no owners other than the  
 5-39 municipality or residents of the area[~~, a tier 2 municipality~~].

5-40 SECTION 2.14. Section 43.1055, Local Government Code, is  
 5-41 amended to read as follows:

5-42 Sec. 43.1055. ANNEXATION OF ROADS AND RIGHTS-OF-WAY [~~IN~~  
 5-43 ~~CERTAIN LARGE COUNTIES~~]. Notwithstanding any other law, a [~~tier 2~~]  
 5-44 municipality may by ordinance annex a road or the right-of-way of a  
 5-45 road on request of the owner of the road or right-of-way or the  
 5-46 governing body of the political subdivision that maintains the road  
 5-47 or right-of-way under the procedures prescribed by Subchapter C-1  
 5-48 [applicable to a tier 1 municipality].

5-49 SECTION 2.15. Section 43.141(a), Local Government Code, is  
 5-50 amended to read as follows:

5-51 (a) A majority of the qualified voters of an annexed area  
 5-52 may petition the governing body of the municipality to disannex the  
 5-53 area if the municipality fails or refuses to provide services or to  
 5-54 cause services to be provided to the area:

5-55 (1) if the area was annexed under Subchapter C-1  
 5-56 [municipality is a tier 1 municipality], within the period  
 5-57 specified by Section 43.056 or by the service plan prepared for the  
 5-58 area under that section; or

5-59 (2) if the area was annexed under Subchapter C-3, C-4,  
 5-60 or C-5 [municipality is a tier 2 municipality], within the period  
 5-61 specified by the written agreement under Section 43.0672 or the  
 5-62 resolution under Section 43.0682 or 43.0692, as applicable.

5-63 SECTION 2.16. Section 43.203(b), Local Government Code, is  
 5-64 amended to read as follows:

5-65 (b) On receipt of the district's petition, the governing  
 5-66 body of the municipality shall enter into negotiations with the  
 5-67 district for an agreement to alter the status of annexation that  
 5-68 must:

5-69 (1) specify the period, which may not be less than 10

6-1 years beginning on January 1 of the year following the date of the  
 6-2 agreement, in which limited-purpose annexation is in effect;

6-3 (2) provide that, at the expiration of the period, the  
 6-4 district's annexation status will automatically revert to  
 6-5 full-purpose annexation without following procedures provided by  
 6-6 Section [Sections] 43.014 [and 43.052 through 43.055] or any  
 6-7 [other] procedural requirement for annexation not in effect on  
 6-8 January 1, 1995; and

6-9 (3) specify the financial obligations of the district  
 6-10 during and after the period of limited-purpose annexation for:

6-11 (A) facilities constructed by the municipality  
 6-12 that are in or that serve the district;

6-13 (B) debt incurred by the district for water and  
 6-14 sewer infrastructure that will be assumed by the municipality at  
 6-15 the end of the period of limited-purpose annexation; and

6-16 (C) use of the municipal sales taxes collected by  
 6-17 the municipality for facilities or services in the district.

6-18 SECTION 2.17. Section 43.905(a), Local Government Code, is  
 6-19 amended to read as follows:

6-20 (a) A municipality that proposes to annex an area shall  
 6-21 provide written notice of the proposed annexation to each public  
 6-22 school district located in the area proposed for annexation within  
 6-23 the period prescribed for providing the notice of, as applicable:

6-24 (1) the hearing under Section 43.0673; or

6-25 (2) the first hearing under Section [43.0561,] 43.063,  
 6-26 [43.0673,] 43.0683, or 43.0693[~~, as applicable~~].

6-27 SECTION 2.18. Sections 43.9051(a) and (b), Local Government  
 6-28 Code, are amended to read as follows:

6-29 (a) In this section, "public entity" includes a county, fire  
 6-30 protection service provider, including a volunteer fire  
 6-31 department, emergency medical services provider, including a  
 6-32 volunteer emergency medical services provider, or special district  
 6-33 described [~~, as that term is defined~~] by Section 43.062(b)(2)(B)  
 6-34 [43.052].

6-35 (b) A municipality that proposes to annex an area shall  
 6-36 provide to each public entity that is located in or provides  
 6-37 services to the area proposed for annexation written notice of the  
 6-38 proposed annexation within the period prescribed for providing the  
 6-39 notice of, as applicable:

6-40 (1) the hearing under Section 43.0673; or

6-41 (2) the first hearing under Section [43.0561,] 43.063,  
 6-42 [43.0673,] 43.0683, or 43.0693 [~~, as applicable, to each public~~  
 6-43 ~~entity that is located in or provides services to the area proposed~~  
 6-44 ~~for annexation~~].

6-45 ARTICLE 3. HEARING REQUIREMENTS FOR CERTAIN CONSENT ANNEXATIONS

6-46 SECTION 3.01. Section 43.0673, Local Government Code, is  
 6-47 amended to read as follows:

6-48 Sec. 43.0673. PUBLIC HEARING [HEARINGS]. (a) Before a  
 6-49 municipality may adopt an ordinance annexing an area under this  
 6-50 subchapter [section], the governing body of the municipality must  
 6-51 conduct one [at least two] public hearing [hearings].

6-52 [~~(b) The hearings must be conducted not less than 10~~  
 6-53 ~~business days apart.~~]

6-54 (c) During the [first] public hearing, the governing body:

6-55 (1) must provide persons interested in the annexation  
 6-56 the opportunity to be heard; and

6-57 (2) [~~. During the final public hearing, the governing~~  
 6-58 ~~body] may adopt an ordinance annexing the area.~~

6-59 (d) The municipality must post notice of the hearing  
 6-60 [hearings] on the municipality's Internet website if the  
 6-61 municipality has an Internet website and publish notice of the  
 6-62 hearing [hearings] in a newspaper of general circulation in the  
 6-63 municipality and in the area proposed for annexation. The notice  
 6-64 for the [each] hearing must be:

6-65 (1) published at least once on or after the 20th day  
 6-66 but before the 10th day before the date of the hearing; and

6-67 (2) [~~. The notice for each hearing must be~~] posted on  
 6-68 the municipality's Internet website on or after the 20th day but  
 6-69 before the 10th day before the date of the hearing and must remain

7-1 posted until the date of the hearing.

7-2 ARTICLE 4. TRANSITION AND EFFECTIVE DATE

7-3 SECTION 4.01. (a) Except as provided by Subsection (b) of  
7-4 this section, the changes in law made by this Act apply only to an  
7-5 annexation of an area that is not final on the effective date of  
7-6 this Act. An annexation of an area that was final before the  
7-7 effective date of this Act is governed by those portions of Chapter  
7-8 43, Local Government Code, that relate to post-annexation  
7-9 procedures and requirements in effect immediately before the  
7-10 effective date of this Act, and that law is continued in effect for  
7-11 that purpose.

7-12 (b) The changes in law made by this Act do not apply to the  
7-13 annexation of an area for which the governing body of a municipality  
7-14 has adopted a resolution to direct the municipality's city manager  
7-15 to prepare a service plan for the area on or before the effective  
7-16 date of this Act. An annexation of an area for which the governing  
7-17 body adopted a resolution to direct the municipality's city manager  
7-18 to prepare a service plan for the area before the effective date of  
7-19 this Act is governed by Chapter 43, Local Government Code, as it  
7-20 existed on January 1, 2019.

7-21 SECTION 4.02. This Act takes effect immediately if it  
7-22 receives a vote of two-thirds of all the members elected to each  
7-23 house, as provided by Section 39, Article III, Texas Constitution.  
7-24 If this Act does not receive the vote necessary for immediate  
7-25 effect, this Act takes effect September 1, 2019.

7-26

\* \* \* \* \*