

By: Stucky

H.B. No. 2461

A BILL TO BE ENTITLED

AN ACT

relating to the territory of and fees imposed by certain emergency communication districts.

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

SECTION 1. Subchapter D, Chapter 772, Health and Safety Code, is amended by adding Section 772.3051 to read as follows:

Sec. 772.3051. REMOVAL OF CERTAIN MUNICIPAL TERRITORY. (a)

A municipality that is a participating jurisdiction may request that the municipality be removed from the district if the municipality operated a consolidated public safety answering point with at least three emergency communication districts described by Section 771.001(3)(A) for at least a three-year period before September 1, 2019.

(b) The board of a district that receives a request under Subsection (a) shall approve the request and, not later than the 91st day before the date the removal will take effect, notify each service supplier providing service in the district of the scheduled removal. The removal must take effect on a date that:

(1) allows the board to comply with the notice requirements of this section; and

(2) is not later than the 180th day after the date the board receives the request.

(c) Removal of a municipality under this section does not diminish or impair the rights of the holders of any outstanding and

1 unpaid bonds, warrants, or other obligations of the district.

2 (d) If a municipality is removed under this section, the
3 municipality shall compensate the district in an amount equal to
4 the municipality's pro rata share of the district's indebtedness at
5 the time the municipality is removed. The district shall apply
6 compensation received from a municipality under this subsection
7 exclusively to the payment of the municipality's pro rata share of
8 the district's indebtedness.

9 SECTION 2. Section 772.314, Health and Safety Code, is
10 amended by adding Subsection (c-1) to read as follows:

11 (c-1) The board may impose the fee at the rate authorized by
12 Subsection (c) regardless of whether an election was held for the
13 district under Chapter 288 (S.B. 750), Acts of the 69th
14 Legislature, Regular Session, 1985, or former Article 1432e,
15 Vernon's Texas Civil Statutes, at which the voters authorized a
16 different rate.

17 SECTION 3. This Act takes effect immediately if it receives
18 a vote of two-thirds of all the members elected to each house, as
19 provided by Section 39, Article III, Texas Constitution. If this
20 Act does not receive the vote necessary for immediate effect, this
21 Act takes effect September 1, 2019.