

By: Nevárez

H.B. No. 3759

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the type of newspaper required for publication of
3 notice in small municipalities and rural counties.

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

5 SECTION 1. Section 2051.044(c), Government Code, is amended
6 to read as follows:

7 (c) This section does not apply to the publication of a
8 notice to which Section 2051.0441 or 2051.0442 applies.

9 SECTION 2. The heading to Section 2051.0441, Government
10 Code, is amended to read as follows:

11 Sec. 2051.0441. TYPE OF NEWSPAPER REQUIRED FOR PUBLICATION
12 IN CERTAIN COUNTIES THAT DO NOT HAVE REQUIRED NEWSPAPER.

13 SECTION 3. Section 2051.0441(a), Government Code, is
14 amended to read as follows:

15 (a) This section applies only to a notice published by a
16 governmental entity or representative:

17 (1) in a county[+]

18 ~~[(1) with a population of at least 30,000 and not more~~
19 ~~than 39,000 that borders the Red River, or~~

20 ~~[(2)] that does not have a newspaper described by~~
21 Section 2051.044 published in the county; and

22 (2) to which Section 2051.0442 does not apply.

23 SECTION 4. Subchapter C, Chapter 2051, Government Code, is
24 amended by adding Section 2051.0442 to read as follows:

1 Sec. 2051.0442. NEWSPAPER PUBLICATION IN SMALL
2 MUNICIPALITIES AND RURAL COUNTIES. (a) This section applies only
3 to:

4 (1) a municipality with a population of less than
5 50,000;

6 (2) a county with a population of less than 200,000;
7 and

8 (3) a governmental entity other than a municipality
9 located in a county described by Subdivision (2).

10 (b) A governmental entity or representative may satisfy a
11 requirement of any other law to provide notice by publication in a
12 newspaper by posting the notice in any newspaper that is circulated
13 in the jurisdiction of the governmental entity.

14 SECTION 5. This Act takes effect immediately if it receives
15 a vote of two-thirds of all the members elected to each house, as
16 provided by Section 39, Article III, Texas Constitution. If this
17 Act does not receive the vote necessary for immediate effect, this
18 Act takes effect September 1, 2019.