

1-1 By: Craddick (Senate Sponsor - Campbell) H.B. No. 4257
1-2 (In the Senate - Received from the House April 29, 2019;
1-3 April 29, 2019, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 17, 2019, reported favorably by
1-5 the following vote: Yeas 7, Nays 0; May 17, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	Lucio	X		
1-9	Schwertner	X		
1-10	Alvarado	X		
1-11	Campbell	X		
1-12	Fallon	X		
1-13	Menéndez	X		
1-14	Nichols	X		

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to retaliation for municipal annexation disapproval.

1-18 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-19 SECTION 1. Section 43.0688, Local Government Code, is
1-20 amended by amending Subsection (a) and adding Subsection (c) to
1-21 read as follows:

1-22 (a) The disapproval of the proposed annexation of an area
1-23 under this subchapter does not affect any existing legal obligation
1-24 of the municipality proposing the annexation to continue to provide
1-25 governmental services in the area, including water or wastewater
1-26 services, regardless of whether the municipality holds a
1-27 certificate of convenience and necessity to serve the area.

1-28 (c) A municipality that makes a wholesale sale of water to a
1-29 special district operating under Chapter 36 or Title 4, Water Code,
1-30 may not charge rates for the water that are higher than rates
1-31 charged in other similarly situated areas solely because the
1-32 district is wholly or partly located in an area that disapproved of
1-33 a proposed annexation under this subchapter.

1-34 SECTION 2. Section 43.0699, Local Government Code, is
1-35 amended by amending Subsection (a) and adding Subsection (c) to
1-36 read as follows:

1-37 (a) The disapproval of the proposed annexation of an area
1-38 under this subchapter does not affect any existing legal obligation
1-39 of the municipality proposing the annexation to continue to provide
1-40 governmental services in the area, including water or wastewater
1-41 services, regardless of whether the municipality holds a
1-42 certificate of convenience and necessity to serve the area.

1-43 (c) A municipality that makes a wholesale sale of water to a
1-44 special district operating under Chapter 36 or Title 4, Water Code,
1-45 may not charge rates for the water that are higher than rates
1-46 charged in other similarly situated areas solely because the
1-47 district is wholly or partly located in an area that disapproved of
1-48 a proposed annexation under this subchapter.

1-49 SECTION 3. This Act takes effect immediately if it receives
1-50 a vote of two-thirds of all the members elected to each house, as
1-51 provided by Section 39, Article III, Texas Constitution. If this
1-52 Act does not receive the vote necessary for immediate effect, this
1-53 Act takes effect September 1, 2019.

1-54 * * * * *