87R19679 SCL-D

By:  Wilson H.B. No. 4350

Substitute the following for H.B. No. 4350:

By:  Holland C.S.H.B. No. 4350

A BILL TO BE ENTITLED

AN ACT

relating to the incorporation of Type B general-law municipalities.

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

SECTION 1.  Section 7.001, Local Government Code, is amended to read as follows:

Sec. 7.001.  AUTHORITY TO INCORPORATE AS TYPE B GENERAL-LAW MUNICIPALITY. A community may incorporate under this chapter as a Type B general-law municipality if it:

(1)  has proximity and contiguity between its dwellings [~~constitutes an unincorporated town or village~~];

(2)  contains 201 to 9,999 inhabitants; [~~and~~]

(3)  meets the territorial requirements prescribed by Section 5.901; and

(4)  has a population density of at least 100 inhabitants per square mile.

SECTION 2.  Section 7.002(b), Local Government Code, is amended to read as follows:

(b)  The application must:

(1)  state the proposed boundaries and name of the proposed municipality; [~~,~~] and

(2)  [~~it must~~] be accompanied by a plat of the proposed municipality that contains:

(A)  [~~only~~] the territory to be used strictly for municipal purposes; and

(B)  the dwellings located in the territory described by Paragraph (A).

SECTION 3.  Section 7.003, Local Government Code, is amended to read as follows:

Sec. 7.003.  ELECTION ORDER. If satisfactory proof is made that a community [~~that~~] has filed an application to incorporate under this chapter that complies with this chapter [~~contains the requisite number of inhabitants~~], the county judge shall order an incorporation election to be held on a specified date and at a designated place in the community.

SECTION 4.  This Act takes effect September 1, 2021.