

AN ACT

relating to certain statutes and governmental actions that relate to the federal census.

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

SECTION 1. Section 2058.001(b), Government Code, is amended to read as follows:

(b) A governmental entity shall recognize and act on a published report or count relating to a federal decennial census and released by the director of the Bureau of the Census of the United States Department of Commerce on the later of:

(1) ~~on~~ September 1 of the year after the calendar year during which the census was taken ~~[if the report or count is published on or before that date]~~; or

(2) ~~on~~ the first day of the first calendar month occurring after the 150th day after the date of the [its] publication of the report or count ~~[if the report or count is published after September 1 of the year after the calendar year during which the census was taken]~~.

SECTION 2. Section 2058.002, Government Code, is amended by adding Subsections (c), (d), and (e) to read as follows:

(c) Nothing in this chapter prohibits the legislature from acting on published reports and counts described by Section 2058.001(b) and relating to the 2020 federal decennial census, regardless of the date the reports or counts are published.

1 (d) Notwithstanding any other law, the commissioners court
2 of a county may act on published reports or counts described by
3 Section 2058.001(b) and relating to the 2020 federal decennial
4 census, and any information provided by the state relating to
5 redistricting based on those reports or counts, in carrying out the
6 commissioners court's duties under Chapter 42, Election Code, with
7 respect to establishing or changing election precincts, regardless
8 of the date the reports or counts are published or the information
9 is provided or any required period for those duties as provided by
10 law.

11 (e) This subsection and Subsections (c) and (d) expire
12 September 1, 2023.

13 SECTION 3. Chapter 2058, Government Code, is amended by
14 adding Section 2058.0021 to read as follows:

15 Sec. 2058.0021. APPLICABILITY OF 2010 FEDERAL CENSUS;
16 TEMPORARY PROVISION. (a) Except as expressly provided by other law
17 and notwithstanding the definition of "population" in Sections
18 311.005 and 312.011, a statute that applies to a political
19 subdivision having a certain population according to the most
20 recent federal census:

21 (1) continues to apply to the same political
22 subdivisions to which the statute applied under the 2010 federal
23 census, regardless of whether the political subdivisions continue
24 to have the population prescribed by the statute according to the
25 2020 federal census; and

26 (2) does not apply to a political subdivision to which
27 the statute did not apply under the 2010 federal census, regardless

1 of whether the political subdivision has the population prescribed
2 by the statute according to the 2020 federal census.

3 (b) This section expires September 1, 2023.

4 SECTION 4. This Act takes effect immediately if it receives
5 a vote of two-thirds of all the members elected to each house, as
6 provided by Section 39, Article III, Texas Constitution. If this
7 Act does not receive the vote necessary for immediate effect, this
8 Act takes effect September 1, 2021.

President of the Senate

Speaker of the House

I certify that H.B. No. 2025 was passed by the House on May 4, 2021, by the following vote: Yeas 146, Nays 1, 1 present, not voting; and that the House concurred in Senate amendments to H.B. No. 2025 on May 28, 2021, by the following vote: Yeas 142, Nays 0, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 2025 was passed by the Senate, with amendments, on May 25, 2021, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor