

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; [~~7~~] 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

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

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

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

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