88R13454 MZM-F

By:  Gates H.B. No. 4295

A BILL TO BE ENTITLED

AN ACT

relating to the authority of a municipality to annex area qualified for agricultural or wildlife management use or as timberland.

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

SECTION 1.  Section 43.016(b), Local Government Code, is amended to read as follows:

(b)  A municipality may not annex an area to which this section applies without the written consent of each owner of the area being annexed [~~unless:~~

[~~(1)  the municipality offers to make a development agreement with the landowner under Section 212.172 that would:~~

[~~(A)  guarantee the continuation of the extraterritorial status of the area; and~~

[~~(B)  authorize the enforcement of all regulations and planning authority of the municipality that do not interfere with the use of the area for agriculture, wildlife management, or timber; and~~

[~~(2)  the landowner declines to make the agreement described by Subdivision (1)~~].

SECTION 2.  Sections 43.016(c), (d), and (e), Local Government Code, are repealed.

SECTION 3.  This Act takes effect September 1, 2023.