

1 AN ACT

2 relating to municipal annexation of an area adjacent to contiguous
3 or connecting railroad rights-of-way.

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

5 SECTION 1. Subchapter E, Chapter 43, Local Government Code,
6 is amended by adding Section 43.1057 to read as follows:

7 Sec. 43.1057. ANNEXATION OF AREA ADJACENT TO CONTIGUOUS OR
8 CONNECTING RAILROAD RIGHT-OF-WAY. (a) Notwithstanding any other
9 law, a municipality that is annexing an area under Subchapter C-3,
10 C-4, C-5, or D may also annex with the initial area an additional
11 area if:

12 (1) the area is adjacent to a right-of-way of a railway
13 line, spur, or other railroad property that is:

14 (A) contiguous and runs parallel to the
15 municipality's boundaries; and

16 (B) contiguous to the area being annexed under
17 Subchapter C-3, C-4, C-5, or D; and

18 (2) each owner of the area agrees to the annexation by
19 the municipality.

20 (b) For purposes of Subsection (a) or other law with a
21 municipal boundary contiguous requirement, including a municipal
22 charter or ordinance, an area adjacent or contiguous to the initial
23 area being annexed under Subsection (a) is considered adjacent and
24 contiguous to the annexing municipality.

1 (c) Section 43.054 does not apply to the annexation under
2 this section of the additional area described by Subsection (a).

3 SECTION 2. This Act takes effect immediately if it receives
4 a vote of two-thirds of all the members elected to each house, as
5 provided by Section 39, Article III, Texas Constitution. If this
6 Act does not receive the vote necessary for immediate effect, this
7 Act takes effect September 1, 2023.

President of the Senate

Speaker of the House

I certify that H.B. No. 2956 was passed by the House on May 6, 2023, by the following vote: Yeas 108, Nays 30, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 2956 was passed by the Senate on May 21, 2023, by the following vote: Yeas 27, Nays 4.

Secretary of the Senate

APPROVED: _____

Date

Governor