

1-1 By: Darby (Senate Sponsor - Huffman) H.B. No. 4559  
 1-2 (In the Senate - Received from the House May 1, 2023;  
 1-3 May 1, 2023, read first time and referred to Special Committee on  
 1-4 Redistricting; May 4, 2023, reported favorably by the following  
 1-5 vote: Yeas 9, Nays 0; May 4, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14			X	
1-15	X			
1-16	X			
1-17	X			
1-18			X	

1-19 A BILL TO BE ENTITLED  
 1-20 AN ACT

1-21 relating to the application of statutes that classify political  
 1-22 subdivisions according to population.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 147.003(a), Agriculture Code, is amended  
 1-25 to read as follows:

1-26 (a) A person pursuing the business of selling mules, horses,  
 1-27 jacks, or jennets in a county with a population of not less than 2.1  
 1-28 [~~1.8~~] million nor more than 2.2 [~~1.9~~] million is not subject to this  
 1-29 chapter as a livestock auction commission merchant.

1-30 SECTION 2. Section 148.001, Agriculture Code, is amended to  
 1-31 read as follows:

1-32 Sec. 148.001. DEFINITION. In this chapter, "slaughterer"  
 1-33 means a person engaged in the business of:

1-34 (1) slaughtering livestock for profit; or  
 1-35 (2) selling livestock, as a primary business, to be  
 1-36 slaughtered by the purchaser on premises owned or operated by the  
 1-37 seller, in a county:

1-38 (A) with a population of 1.2 [~~one~~] million or  
 1-39 more;

1-40 (B) in which [~~that contains~~] two or more  
 1-41 municipalities with a population of 280,000 [~~250,000~~] or more are  
 1-42 wholly or primarily located;

1-43 (C) that is adjacent to a county described by  
 1-44 Paragraph (B); or

1-45 (D) that is adjacent to a county described by  
 1-46 Paragraph (C) and:

1-47 (i) has a population of not more than 55,000  
 1-48 [~~50,000~~] and contains a municipality with a population of at least  
 1-49 20,000; or

1-50 (ii) in which [~~contains, wholly or partly,~~]  
 1-51 two or more municipalities with a population of 280,000 [~~250,000~~]  
 1-52 or more are partly located.

1-53 SECTION 3. Section 109.57(e), Alcoholic Beverage Code, is  
 1-54 amended to read as follows:

1-55 (e) A municipality located in a county that has a population  
 1-56 of 2.2 million or more and that is adjacent to a county with a  
 1-57 population of more than 850,000 [~~600,000~~] or a municipality located  
 1-58 in a county with a population of 850,000 [~~600,000~~] or more and that  
 1-59 is adjacent to a county with a population of 2.2 million or more may  
 1-60 regulate, in a manner not otherwise prohibited by law, the location  
 1-61 of an establishment issued a permit under Chapter 32 if:

2-1 (1) the establishment derives 35 percent or more of  
2-2 the establishment's gross revenue from the on-premises sale or  
2-3 service of alcoholic beverages and the premises of the  
2-4 establishment are located in a dry area; and

2-5 (2) the permit is not issued to a fraternal or veterans  
2-6 organization or the holder of a food and beverage certificate.

2-7 SECTION 4. Section 251.726(a), Alcoholic Beverage Code, is  
2-8 amended to read as follows:

2-9 (a) This section applies only to a municipality that has  
2-10 within its boundaries all or part of an international airport  
2-11 operated jointly by two municipalities and:

2-12 (1) that is:

2-13 (A) partially located in three counties, two of  
2-14 which have a population of 2.1 [~~1.8~~] million or more; and

2-15 (B) primarily located in a county with a  
2-16 population of 2.1 [~~1.8~~] million or more; or

2-17 (2) that:

2-18 (A) is partially located in five counties, one of  
2-19 which:

2-20 (i) has a population of 2.1 [~~1.8~~] million or  
2-21 more; and

2-22 (ii) is adjacent to a county with a  
2-23 population of 2.2 million or more;

2-24 (B) is subject to a limited purpose annexation  
2-25 and development agreement under Subchapter G, Chapter 212, Local  
2-26 Government Code; and

2-27 (C) may annex an area on request of the owners of  
2-28 land in the area under Subchapter C-3, Chapter 43, Local Government  
2-29 Code.

2-30 SECTION 5. Section 251.727(a), Alcoholic Beverage Code, is  
2-31 amended to read as follows:

2-32 (a) This section applies only to:

2-33 (1) a municipality that contains U.S. Highway 287 and  
2-34 State Highway 294 and is located in a county with a population of  
2-35 not less than 57,000 and not more than 59,000 on September 1, 2021;  
2-36 or

2-37 (2) a municipality that:

2-38 (A) has a municipal boundary located not more  
2-39 than 1.5 miles from an automobile racetrack with a seating capacity  
2-40 of more than 100,000;

2-41 (B) has a population of more than 5,000 [~~1,000~~]  
2-42 and less than 5,500 [~~3,000~~]; and

2-43 (C) is located entirely within a county with a  
2-44 population of more than 650,000 that is adjacent to two counties,  
2-45 each of which has a population of more than 1.8 million.

2-46 SECTION 6. Section 251.742(b), Alcoholic Beverage Code, is  
2-47 amended to read as follows:

2-48 (b) This section applies only to a municipality that:

2-49 (1) has a population of 15,000 or more; and

2-50 (2) is located in two counties one of which:

2-51 (A) has a population of 340,000 or more;

2-52 (B) contains a municipality in which at least 85  
2-53 percent of the county's population resides; and

2-54 (C) [~~(B)~~] borders the Gulf of Mexico.

2-55 SECTION 7. Article 2.21(g), Code of Criminal Procedure, is  
2-56 amended to read as follows:

2-57 (g) A clerk in a county with a population of less than 2.5  
2-58 [~~two~~] million must provide written notice by mail to the attorney  
2-59 representing the state in the case and the attorney representing  
2-60 the defendant before disposing of an eligible exhibit.

2-61 SECTION 8. Article 45.014(d), Code of Criminal Procedure,  
2-62 is amended to read as follows:

2-63 (d) In a county with a population of more than 2.5 [~~two~~]  
2-64 million that does not have a county attorney, a justice or judge may  
2-65 not issue a warrant under this section for an offense under Section  
2-66 32.41, Penal Code, unless the district attorney has approved the  
2-67 complaint or affidavit on which the warrant is based.

2-68 SECTION 9. Article 45.019(g), Code of Criminal Procedure,  
2-69 is amended to read as follows:

3-1 (g) In a county with a population of more than 2.5 [~~two~~]  
 3-2 million that does not have a county attorney, a complaint for an  
 3-3 offense under Section 32.41, Penal Code, must be approved by the  
 3-4 district attorney, regardless of whether a collection proceeding is  
 3-5 initiated by the district attorney under Section 32.41(e), Penal  
 3-6 Code.

3-7 SECTION 10. Article 46B.084(a)(2), Code of Criminal  
 3-8 Procedure, is amended to read as follows:

3-9 (2) Notwithstanding Subdivision (1), in a county with  
 3-10 a population of less than 1.2 [~~one~~] million or in a county with a  
 3-11 population of four million or more, as soon as practicable  
 3-12 following the date of the defendant's return to the court, the court  
 3-13 shall provide the notice required by that subdivision to the  
 3-14 attorney representing the state and the attorney for the defendant,  
 3-15 and the attorney for the defendant shall meet and confer with the  
 3-16 defendant as soon as practicable after the date of receipt of that  
 3-17 notice.

3-18 SECTION 11. Article 46B.084(a-1)(2), Code of Criminal  
 3-19 Procedure, is amended to read as follows:

3-20 (2) Notwithstanding Subdivision (1), in a county with  
 3-21 a population of less than 1.2 [~~one~~] million or in a county with a  
 3-22 population of four million or more, the court shall make the  
 3-23 determination described by that subdivision not later than the 20th  
 3-24 day after the date on which the court received notification under  
 3-25 Article 46B.079, regardless of whether a party objects to the  
 3-26 report as described by that subdivision and the issue is set for a  
 3-27 hearing under Subsection (b).

3-28 SECTION 12. Article 46B.084(d)(2), Code of Criminal  
 3-29 Procedure, is amended to read as follows:

3-30 (2) Notwithstanding Subdivision (1), in a county with  
 3-31 a population of less than 1.2 [~~one~~] million or in a county with a  
 3-32 population of four million or more, on the court's own motion  
 3-33 criminal proceedings in the case against the defendant shall be  
 3-34 resumed as soon as practicable after the date of the court's  
 3-35 determination under this article that the defendant's competency  
 3-36 has been restored.

3-37 SECTION 13. Section 1, Article 49.25, Code of Criminal  
 3-38 Procedure, is amended to read as follows:

3-39 Sec. 1. OFFICE AUTHORIZED. Subject to the provisions of  
 3-40 this article, the commissioners court of any county having a  
 3-41 population of more than 2.5 [~~two~~] million shall establish and  
 3-42 maintain the office of medical examiner, and the commissioners  
 3-43 court of any county may establish and provide for the maintenance of  
 3-44 the office of medical examiner. Population shall be according to  
 3-45 the last preceding federal census.

3-46 SECTION 14. Articles 102.014(a), (b), (f), and (g), Code of  
 3-47 Criminal Procedure, are amended to read as follows:

3-48 (a) The governing body of a municipality with a population  
 3-49 greater than 1.3 million [~~850,000~~] according to the most recent  
 3-50 federal decennial census that has adopted an ordinance, regulation,  
 3-51 or order regulating the stopping, standing, or parking of vehicles  
 3-52 as allowed by Section 542.202, Transportation Code, or Chapter 682,  
 3-53 Transportation Code, shall by order assess on each parking  
 3-54 violation a fine of not less than \$2 and not to exceed \$5.

3-55 (b) The governing body of a municipality with a population  
 3-56 less than 1.3 million [~~850,000~~] according to the most recent  
 3-57 federal decennial census that has adopted an ordinance, regulation,  
 3-58 or order regulating the stopping, standing, or parking of vehicles  
 3-59 as allowed by Section 542.202, Transportation Code, or Chapter 682,  
 3-60 Transportation Code, may by order assess on each parking violation  
 3-61 a fine not to exceed \$5.

3-62 (f) In a municipality with a population greater than 1.3  
 3-63 million [~~850,000~~] according to the most recent federal decennial  
 3-64 census, the officer collecting a fine in a municipal court case  
 3-65 shall deposit money collected under this article in the municipal  
 3-66 child safety trust fund established as required by Chapter 106,  
 3-67 Local Government Code.

3-68 (g) In a municipality with a population less than 1.3  
 3-69 million [~~850,000~~] according to the most recent federal decennial

4-1 census, the money collected under this article in a municipal court  
4-2 case must be used for a school crossing guard program if the  
4-3 municipality operates one. If the municipality does not operate a  
4-4 school crossing guard program or if the money received from fines  
4-5 from municipal court cases exceeds the amount necessary to fund the  
4-6 school crossing guard program, the municipality may:

4-7 (1) deposit the additional money in an  
4-8 interest-bearing account;

4-9 (2) expend the additional money for programs designed  
4-10 to enhance child safety, health, or nutrition, including child  
4-11 abuse prevention and intervention and drug and alcohol abuse  
4-12 prevention; or

4-13 (3) expend the additional money for programs designed  
4-14 to enhance public safety and security.

4-15 SECTION 15. Section 11.0581(a), Education Code, is amended  
4-16 to read as follows:

4-17 (a) An election for trustees of an independent school  
4-18 district shall be held on the same date as:

4-19 (1) the election for the members of the governing body  
4-20 of a municipality located in the school district;

4-21 (2) the general election for state and county  
4-22 officers;

4-23 (3) the election for the members of the governing body  
4-24 of a hospital district, if the school district:

4-25 (A) is wholly or partly located in a county with a  
4-26 population of less than 50,000 [~~40,000~~] that is adjacent to a county  
4-27 with a population of more than three million; and

4-28 (B) held its election for trustees jointly with  
4-29 the election for the members of the governing body of the hospital  
4-30 district before May 2007; or

4-31 (4) the election for the members of the governing  
4-32 board of a public junior college district in which the school  
4-33 district is wholly or partly located.

4-34 SECTION 16. Section 11.065(a), Education Code, is amended  
4-35 to read as follows:

4-36 (a) Sections 11.052(g) and (h) and Sections 11.059(a) and  
4-37 (b) do not apply to the board of trustees of a school district if:

4-38 (1) the district's central administrative office is  
4-39 located in a county with a population of more than 2.5 [~~two~~]  
4-40 million; and

4-41 (2) the district's student enrollment is more than  
4-42 125,000 and less than 200,000.

4-43 SECTION 17. Section 11.151(f), Education Code, is amended  
4-44 to read as follows:

4-45 (f) For purposes of this section, a county board of  
4-46 education, as defined by a board of county school trustees, and  
4-47 office of county school superintendent in a county with a  
4-48 population of 2.5 [~~2.2~~] million or more and that is adjacent to a  
4-49 county with a population of more than one million [~~800,000~~]  
4-50 are included within the definition of a school district and subject to  
4-51 the oversight of the agency.

4-52 SECTION 18. Section 25.093(b), Education Code, is amended  
4-53 to read as follows:

4-54 (b) The attendance officer or other appropriate school  
4-55 official shall file a complaint against the parent in:

4-56 (1) the constitutional county court of the county in  
4-57 which the parent resides or in which the school is located, if the  
4-58 county has a population of 2.1 [~~1.75~~] million or more;

4-59 (2) a justice court of any precinct in the county in  
4-60 which the parent resides or in which the school is located; or

4-61 (3) a municipal court of the municipality in which the  
4-62 parent resides or in which the school is located.

4-63 SECTION 19. Sections 37.011(a-2) and (a-3), Education Code,  
4-64 are amended to read as follows:

4-65 (a-2) For purposes of this section and Section 37.010(a), a  
4-66 county with a population greater than 125,000 is considered to be a  
4-67 county with a population of 125,000 or less if the county:

4-68 (1) has a population of 195,000 [~~180,000~~] or less;

4-69 (2) is adjacent to two counties, each of which has a

5-1 population of more than 1.7 million; and

5-2 (3) has seven or more school districts located wholly  
5-3 within the county's boundaries.

5-4 (a-3) For purposes of this section and Section 37.010(a), a  
5-5 county with a population greater than 125,000 is considered to be a  
5-6 county with a population of 125,000 or less if the county:

5-7 (1) has a population of more than 200,000 and less than  
5-8 233,500 [~~220,000~~];

5-9 (2) has five or more school districts located wholly  
5-10 within the county's boundaries; and

5-11 (3) has located in the county a juvenile justice  
5-12 alternative education program that, on May 1, 2011, served fewer  
5-13 than 15 students.

5-14 SECTION 20. Section 38.007(b), Education Code, is amended  
5-15 to read as follows:

5-16 (b) The board of trustees of a school district shall attempt  
5-17 to provide a safe alcohol-free environment to students coming to or  
5-18 going from school. The board of trustees may cooperate with local  
5-19 law enforcement officials and the Texas Alcoholic Beverage  
5-20 Commission in attempting to provide this environment and in  
5-21 enforcing Sections 101.75, 109.33, and 109.59, Alcoholic Beverage  
5-22 Code. Additionally, the board, if a majority of the area of a  
5-23 district is located in a municipality with a population of 1.3  
5-24 million [~~900,000~~] or more, may petition the commissioners court of  
5-25 the county in which the district is located or the governing board  
5-26 of an incorporated city or town in which the district is located to  
5-27 adopt a 1,000-foot zone under Section 109.33, Alcoholic Beverage  
5-28 Code.

5-29 SECTION 21. Section 45.105(e), Education Code, is amended  
5-30 to read as follows:

5-31 (e) The governing body of an independent school district  
5-32 that governs a junior college district under Subchapter B, Chapter  
5-33 130, in a county with a population of more than 2.5 [~~two~~] million  
5-34 may dedicate a specific percentage of the local tax levy to the use  
5-35 of the junior college district for facilities and equipment or for  
5-36 the maintenance and operating expenses of the junior college  
5-37 district. To be effective, the dedication must be made by the  
5-38 governing body on or before the date on which the governing body  
5-39 adopts its tax rate for a year. The amount of local tax funds  
5-40 derived from the percentage of the local tax levy dedicated to a  
5-41 junior college district from a tax levy may not exceed the amount  
5-42 that would be levied by five percent of the no-new-revenue tax rate  
5-43 for the tax year calculated as provided by Section 26.04, Tax Code,  
5-44 on all property taxable by the school district. All real property  
5-45 purchased with these funds is the property of the school district,  
5-46 but is subject to the exclusive control of the governing body of the  
5-47 junior college district for as long as the junior college district  
5-48 uses the property for educational purposes.

5-49 SECTION 22. Section 51.214(a), Education Code, is amended  
5-50 to read as follows:

5-51 (a) In any municipality with a population of 1.18 million or  
5-52 more located primarily in a county with a population of 2.5 [~~2~~]  
5-53 million or more, the governing board of a private, nonprofit  
5-54 medical corporation, or of the parent corporation of such medical  
5-55 corporation, that provides police or security services for an  
5-56 institution of higher education or a private postsecondary  
5-57 educational institution located within one of the medical  
5-58 corporation's or parent corporation's medical complexes, or that  
5-59 provides police or security services for another medical complex  
5-60 legally affiliated with or owned, leased, managed, or controlled by  
5-61 the medical corporation or parent corporation, may employ and  
5-62 commission police or security personnel to enforce the law of this  
5-63 state within the jurisdiction designated by Subsection (c).

5-64 SECTION 23. Section 53A.49(a), Education Code, is amended  
5-65 to read as follows:

5-66 (a) In the same manner that a corporation may issue bonds  
5-67 under this chapter for an institution of higher education, a  
5-68 corporation created under Section 53A.35(b) may issue bonds to  
5-69 finance or refinance educational facilities to be used by a school

6-1 that:

6-2 (1) is located in a county with a population of more  
6-3 than 2.5 [~~two~~] million;

6-4 (2) is located within three miles of an area  
6-5 designated as an enterprise zone under Chapter 2303, Government  
6-6 Code;

6-7 (3) provides primary and secondary education to at  
6-8 least 1,000 students;

6-9 (4) is accredited by an organization approved by the  
6-10 Texas Education Agency for private school accreditation; and

6-11 (5) is owned and operated by a corporation created  
6-12 under the Texas Nonprofit Corporation Law, as described by Section  
6-13 1.008(d), Business Organizations Code [~~Texas Non-Profit~~  
6-14 ~~Corporation Act (Article 1396-1.01 et seq., Vernon's Texas Civil~~  
6-15 ~~Statutes)]].~~

6-16 SECTION 24. Section 61.0764(b), Education Code, is amended  
6-17 to read as follows:

6-18 (b) The board shall select one licensed hospital located in  
6-19 a county that borders the United Mexican States and that has a  
6-20 population of [~~at least 700,000 and not~~] more than 870,000  
6-21 [~~800,000~~] to participate in the pilot program. The hospital must  
6-22 be accredited by The Joint Commission and:

6-23 (1) have been issued:

6-24 (A) a certificate of approval to offer a program  
6-25 of instruction by the Texas Workforce Commission under Subchapter  
6-26 C, Chapter 132; or

6-27 (B) a certificate of authority to award a degree  
6-28 for a program of study by the board under Subchapter G of this  
6-29 chapter;

6-30 (2) be accredited to offer a degree program by the  
6-31 appropriate recognized regional accrediting agency; or

6-32 (3) must:

6-33 (A) have entered into a partnership with an  
6-34 institution of higher education to offer dual credit courses under  
6-35 the pilot program; and

6-36 (B) be seeking authorization to offer a program  
6-37 of instruction or study as described by Subdivision (1) or  
6-38 accreditation to offer a degree program as described by Subdivision  
6-39 (2).

6-40 SECTION 25. Section 130.082(i), Education Code, is amended  
6-41 to read as follows:

6-42 (i) The election of trustees of a countywide junior or  
6-43 community college district that contains a city with a population  
6-44 of more than 1.18 million located primarily in a county with a  
6-45 population of 2.5 [~~2~~] million or more shall be held on the first  
6-46 Saturday in April of each even-numbered year. When a runoff  
6-47 election is necessary, the board may order the election for a date  
6-48 to coincide with the date of the runoff election for city officials,  
6-49 if the city is holding a runoff election; otherwise, the board  
6-50 shall set the date of the runoff election for not later than three  
6-51 weeks following the regular election.

6-52 SECTION 26. Section 31.039(g), Election Code, is amended to  
6-53 read as follows:

6-54 (g) Section 31.035(b) does not apply to a person employed on  
6-55 a full-time basis by the administrator's office in a county with a  
6-56 population of 1.2 [~~one~~] million or less that has an election  
6-57 administrator.

6-58 SECTION 27. Section 31.160(e), Election Code, is amended to  
6-59 read as follows:

6-60 (e) The joint elections administrator for a county with a  
6-61 population of 1.2 [~~one~~] million or more that has an elections  
6-62 administrator is subject to Section 31.035 in the same manner as a  
6-63 county elections administrator. A person employed on a full-time  
6-64 basis by the joint elections administrator's office for that county  
6-65 is subject to Section 31.035 in the same manner as the joint  
6-66 elections administrator.

6-67 SECTION 28. Section 85.066(b), Election Code, is amended to  
6-68 read as follows:

6-69 (b) For a countywide election in a county with a population

7-1 of more than 3.3 [~~2.5~~] million and a primary election in a county  
7-2 with a population of more than 1 million in which temporary branch  
7-3 polling places are established under Section 85.062(d)(1), the  
7-4 commissioners court may limit voting at a temporary branch polling  
7-5 place to the voters of particular state representative districts.  
7-6 To the extent practicable, the state representative districts shall  
7-7 be grouped so that the temporary branch polling places in each group  
7-8 serve substantially equal numbers of voters. A maximum of four  
7-9 groups of state representative districts may be established under  
7-10 this subsection.

7-11 SECTION 29. Section 143.005(e), Election Code, is amended  
7-12 to read as follows:

7-13 (e) If the city charter of a home-rule city with a  
7-14 population of more than 1.18 million located primarily in a county  
7-15 with a population of 2.5 [~~2~~] million or more that holds nonpartisan  
7-16 elections for its offices requires both a petition and a \$50 fee to  
7-17 be filed for a candidate's name to be placed on the ballot, those  
7-18 requirements supersede this section.

7-19 SECTION 30. Section 172.024(a), Election Code, is amended  
7-20 to read as follows:

7-21 (a) The filing fee for a candidate for nomination in the  
7-22 general primary election is as follows:

- 7-23 (1) United States senator . . . . . \$5,000
- 7-24 (2) office elected statewide, except United States  
7-25 senator . . . . . 3,750
- 7-26 (3) United States representative . . . . . 3,125
- 7-27 (4) state senator . . . . . 1,250
- 7-28 (5) state representative . . . . . 750
- 7-29 (6) member, State Board of Education . . . . . 300
- 7-30 (7) chief justice or justice, court of appeals, other  
7-31 than a justice specified by Subdivision (8) . . . . . 1,875
- 7-32 (8) chief justice or justice of a court of appeals that  
7-33 serves a court of appeals district in which a county with a  
7-34 population of more than 1.2 [~~one~~] million is wholly or partly  
7-35 situated . . . . . 2,500
- 7-36 (9) district judge or judge specified by Section  
7-37 52.092(d) for which this schedule does not otherwise prescribe a  
7-38 fee . . . . . 1,500
- 7-39 (10) district or criminal district judge of a court in  
7-40 a judicial district wholly contained in a county with a population  
7-41 of more than 1.5 million . . . . . 2,500
- 7-42 (11) judge, statutory county court, other than a judge  
7-43 specified by Subdivision (12) . . . . . 1,500
- 7-44 (12) judge of a statutory county court in a county with  
7-45 a population of more than 1.5 million . . . . . 2,500
- 7-46 (13) district attorney, criminal district attorney,  
7-47 or county attorney performing the duties of a district attorney  
7-48 . . . . . 1,250
- 7-49 (14) county commissioner, district clerk, county  
7-50 clerk, sheriff, county tax assessor-collector, county treasurer,  
7-51 or judge, constitutional county court:  
7-52 (A) county with a population of 200,000 or more  
7-53 . . . . . 1,250
- 7-54 (B) county with a population of under 200,000  
7-55 . . . . . 750
- 7-56 (15) justice of the peace or constable:  
7-57 (A) county with a population of 200,000 or more  
7-58 . . . . . 1,000
- 7-59 (B) county with a population of under 200,000  
7-60 . . . . . 375
- 7-61 (16) county surveyor . . . . . 75
- 7-62 (17) office of the county government for which this  
7-63 schedule does not otherwise prescribe a fee . . . . . 750

7-64 SECTION 31. Section 65.004(a), Family Code, is amended to  
7-65 read as follows:

- 7-66 (a) The following are designated as truancy courts:  
7-67 (1) in a county with a population of 2.1 [~~1.75~~] million  
7-68 or more, the constitutional county court;
- 7-69 (2) justice courts; and

8-1 (3) municipal courts.

8-2 SECTION 32. Section 84.002(a), Family Code, is amended to  
8-3 read as follows:

8-4 (a) On the request of the prosecuting attorney in a county  
8-5 with a population of more than 2.5 [~~two~~] million or in a county in a  
8-6 judicial district that is composed of more than one county, the  
8-7 district court shall set the hearing on a date and time not later  
8-8 than 20 days after the date the application is filed or 20 days  
8-9 after the date a request is made to reschedule a hearing under  
8-10 Section 84.003.

8-11 SECTION 33. Section 105.009(m), Family Code, as added by  
8-12 Chapter 1171 (H.B. 3531), Acts of the 79th Legislature, Regular  
8-13 Session, 2005, is amended to read as follows:

8-14 (m) A course under this section in a suit filed in a county  
8-15 with a population of more than 2.5 [~~two~~] million that is adjacent to  
8-16 a county with a population of more than one million must be  
8-17 available in both English and Spanish.

8-18 SECTION 34. Section 26.045(d), Government Code, is amended  
8-19 to read as follows:

8-20 (d) A county court in a county with a population of 2.1  
8-21 [~~1.75~~] million or more has original jurisdiction over cases  
8-22 alleging a violation of Section 25.093, Education Code, or alleging  
8-23 truant conduct under Section 65.003(a), Family Code.

8-24 SECTION 35. Section 27.055(g), Government Code, is amended  
8-25 to read as follows:

8-26 (g) This subsection applies to a county with a population of  
8-27 at least 135,000 [~~120,000~~] but not more than 145,000 [~~130,000~~],  
8-28 with territory less than 940 square miles that includes a state  
8-29 park, and with not more than two justice precincts provided that at  
8-30 least one of the precincts contains all or part of a municipality  
8-31 with a population of at least 195,000 [~~190,000~~] but not more than  
8-32 205,000 [~~200,000~~]. The county judge of a county to which this  
8-33 subsection applies may appoint a qualified person to serve as a  
8-34 temporary justice of the peace for the precinct within which a  
8-35 municipality or part of a municipality is located to hold court and  
8-36 perform the duties of the justice when necessary to dispose of  
8-37 accumulated business in the precinct.

8-38 SECTION 36. Section 51.501(c), Government Code, is amended  
8-39 to read as follows:

8-40 (c) The commissioners court of a county that has a  
8-41 population of 5,415 [~~5,800~~] to 5,515 [~~5,900~~] shall determine  
8-42 whether the county shall have a joint clerk but may not take action  
8-43 to prevent a district clerk, county clerk, or joint clerk from  
8-44 serving the full term of office to which the clerk was elected.

8-45 SECTION 37. Section 54.1171, Government Code, is amended to  
8-46 read as follows:

8-47 Sec. 54.1171. APPLICATION OF SUBCHAPTER. This subchapter  
8-48 applies to a constitutional county court in a county with a  
8-49 population of 2.1 [~~1.75~~] million or more.

8-50 SECTION 38. Section 54.1951, Government Code, is amended to  
8-51 read as follows:

8-52 Sec. 54.1951. APPLICATION OF SUBCHAPTER. This subchapter  
8-53 applies to a constitutional county court in a county that:

8-54 (1) has a population of more than 820,000 [~~585,000~~];  
8-55 and

8-56 (2) is contiguous to a county with a population of at  
8-57 least four million.

8-58 SECTION 39. Section 62.011(b), Government Code, is amended  
8-59 to read as follows:

8-60 (b) A plan authorized by this section for the selection of  
8-61 names of prospective jurors must:

8-62 (1) be proposed in writing to the commissioners court  
8-63 by a majority of the district and criminal district judges of the  
8-64 county at a meeting of the judges called for that purpose;

8-65 (2) specify that the source of names of persons for  
8-66 jury service is the same as that provided by Section 62.001 and that  
8-67 the names of persons listed in a register of persons exempt from  
8-68 jury service may not be used in preparing the record of names from  
8-69 which a jury list is selected, as provided by Sections 62.108 and



9-1 62.109;

9-2 (3) provide a fair, impartial, and objective method of  
9-3 selecting names of persons for jury service with the aid of  
9-4 electronic or mechanical equipment;

9-5 (4) designate the district clerk, or in a county with a  
9-6 population of at least 1.7 million and in which more than 70 [~~75~~]  
9-7 percent of the population resides in a single municipality, a  
9-8 bailiff appointed as provided under Section 62.019, as the officer  
9-9 in charge of the selection process and define the officer's duties;  
9-10 and

9-11 (5) provide that the method of selection either will  
9-12 use the same record of names for the selection of persons for jury  
9-13 service until that record is exhausted or will use the same record  
9-14 of names for a period of time specified by the plan.

9-15 SECTION 40. Section 62.0145, Government Code, is amended to  
9-16 read as follows:

9-17 Sec. 62.0145. REMOVAL OF CERTAIN PERSONS FROM POOL OF  
9-18 PROSPECTIVE JURORS. Except as provided by Section 62.0146, if a  
9-19 written summons for jury service sent by a sheriff, constable, or  
9-20 bailiff is undeliverable, the county or district clerk may remove  
9-21 from the jury wheel the jury wheel card for the person summoned or  
9-22 the district clerk, or in a county with a population of at least 1.7  
9-23 million and in which more than 70 [~~75~~] percent of the population  
9-24 resides in a single municipality, a bailiff appointed as provided  
9-25 under Section 62.019, may remove the person's name from the record  
9-26 of names for selection of persons for jury service under Section  
9-27 62.011.

9-28 SECTION 41. Section 62.021, Government Code, is amended to  
9-29 read as follows:

9-30 Sec. 62.021. DISMISSAL OF JUROR REMOVED FROM PANEL. In a  
9-31 county with a population of 2.5 [~~two~~] million or more, a prospective  
9-32 juror removed from a jury panel for cause, by peremptory challenge  
9-33 or for any other reason, must be dismissed from jury  
9-34 service. After dismissal, the person may not be placed on another  
9-35 jury panel until the person's [~~his~~] name is returned to the jury  
9-36 wheel and drawn again for jury service.

9-37 SECTION 42. Sections 403.302(c-1) and (e-1), Government  
9-38 Code, are amended to read as follows:

9-39 (c-1) This subsection applies only to a school district  
9-40 whose central administrative office is located in a county with a  
9-41 population of 10,000 [~~9,000~~] or less and a total area of more than  
9-42 6,000 square miles. If after conducting the study for a tax year  
9-43 the comptroller determines that the local value for a school  
9-44 district is not valid, the comptroller shall adjust the taxable  
9-45 value determined under Subsections (a) and (b) as follows:

9-46 (1) for each category of property sampled and tested  
9-47 by the comptroller in the school district, the comptroller shall  
9-48 use the weighted mean appraisal ratio determined by the study,  
9-49 unless the ratio is more than four percentage points lower than the  
9-50 weighted mean appraisal ratio determined by the comptroller for  
9-51 that category of property in the immediately preceding study, in  
9-52 which case the comptroller shall use the weighted mean appraisal  
9-53 ratio determined in the immediately preceding study minus four  
9-54 percentage points;

9-55 (2) the comptroller shall use the category weighted  
9-56 mean appraisal ratios as adjusted under Subdivision (1) to  
9-57 establish a value estimate for each category of property sampled  
9-58 and tested by the comptroller in the school district; and

9-59 (3) the value estimates established under Subdivision  
9-60 (2), together with the local tax roll value for any categories not  
9-61 sampled and tested by the comptroller, less total deductions  
9-62 determined by the comptroller, determine the taxable value for the  
9-63 school district.

9-64 (e-1) This subsection applies only to a reinvestment zone  
9-65 created by a municipality that has a population of 83,000 [~~70,000~~]  
9-66 or less and is located in a county in which all or part of a military  
9-67 installation is located. Notwithstanding Subsection (e), if on or  
9-68 after January 1, 2017, the municipality adopts an ordinance  
9-69 designating a termination date for the zone that is later than the

10-1 termination date designated in the ordinance creating the zone, the  
 10-2 number of years for which the total dollar amount may be deducted  
 10-3 under Subsection (d)(4) is limited to the duration of the zone as  
 10-4 determined under Section 311.017, Tax Code.

10-5 SECTION 43. Section 476.0002, Government Code, is amended  
 10-6 to read as follows:

10-7 Sec. 476.0002. ELIGIBILITY AS ENDORSING MUNICIPALITY. Only  
 10-8 a municipality with a population of one million [~~850,000~~] or more is  
 10-9 eligible as an endorsing municipality under this chapter.

10-10 SECTION 44. Section 477.0002, Government Code, is amended  
 10-11 to read as follows:

10-12 Sec. 477.0002. ELIGIBILITY AS ENDORSING MUNICIPALITY. Only  
 10-13 a municipality with a population of one million [~~850,000~~] or more is  
 10-14 eligible as an endorsing municipality under this chapter.

10-15 SECTION 45. Section 533.00257(j), Government Code, is  
 10-16 amended to read as follows:

10-17 (j) ~~The [Notwithstanding Subsection (i), the]~~ commission  
 10-18 may not delay providing medical transportation program services  
 10-19 through a managed transportation delivery model in:

10-20 (1) a county with a population of one million  
 10-21 [~~750,000~~] or more:

10-22 (A) in which all or part of a municipality with a  
 10-23 population of one million or more is located; and

10-24 (B) that is located adjacent to a county with a  
 10-25 population of 2.5 [~~two~~] million or more; or

10-26 (2) a county with a population of at least 60,000  
 10-27 [~~55,000~~] but not more than 70,000 [~~65,000~~] that is located adjacent  
 10-28 to a county with a population of at least 500,000 but not more than  
 10-29 1.5 million.

10-30 SECTION 46. Section 791.037(b), Government Code, is amended  
 10-31 to read as follows:

10-32 (b) This section applies only to a county with a population  
 10-33 of more than 1.7 [~~1.5~~] million in which more than 70 [~~75~~] percent of  
 10-34 the population resides in a single municipality.

10-35 SECTION 47. Section 803.0021, Government Code, is amended  
 10-36 to read as follows:

10-37 Sec. 803.0021. APPLICATION OF CHAPTER. This chapter  
 10-38 applies only to:

10-39 (1) a retirement system for general municipal  
 10-40 employees in a municipality with a population of not less than  
 10-41 950,000 [~~750,000~~] nor more than 1,050,000 [~~850,000~~];

10-42 (2) the Employees Retirement System of Texas, the  
 10-43 Teacher Retirement System of Texas, the Judicial Retirement System  
 10-44 of Texas Plan One, the Judicial Retirement System of Texas Plan Two,  
 10-45 the Texas County and District Retirement System, and the Texas  
 10-46 Municipal Retirement System; and

10-47 (3) a retirement system that makes an election under  
 10-48 Section 803.101(f).

10-49 SECTION 48. Section 851.0011(a), Government Code, is  
 10-50 amended to read as follows:

10-51 (a) This section applies only with respect to a  
 10-52 municipality:

10-53 (1) with a population of less than 200,000;

10-54 (2) that is located in a county with a population of  
 10-55 not less than 2.5 [~~2~~] million and not more than 4 million;

10-56 (3) that has a regularly organized fire department for  
 10-57 which a retirement system and fund have been established under  
 10-58 Section 4, Texas Local Fire Fighters Retirement Act (Article 6243e,  
 10-59 Vernon's Texas Civil Statutes); and

10-60 (4) that before January 1, 2017, has one or more  
 10-61 departments participating in the retirement system.

10-62 SECTION 49. The heading to Section 1331.051, Government  
 10-63 Code, is amended to read as follows:

10-64 Sec. 1331.051. LIMITATION ON BONDED DEBT: MUNICIPALITY  
 10-65 WITH POPULATION OF 950,000 [~~750,000~~] OR MORE.

10-66 SECTION 50. Section 1331.051(a), Government Code, is  
 10-67 amended to read as follows:

10-68 (a) This section applies only to a municipality with a  
 10-69 population of 950,000 [~~750,000~~] or more.

11-1 SECTION 51. Section 1371.001(4), Government Code, is  
 11-2 amended to read as follows:

11-3 (4) "Issuer" means:

11-4 (A) a home-rule municipality that:

11-5 (i) adopted its charter under Section 5,  
 11-6 Article XI, Texas Constitution;

11-7 (ii) has a population of 50,000 or more; and  
 11-8 (iii) has outstanding long-term  
 11-9 indebtedness that is rated by a nationally recognized rating agency  
 11-10 for municipal securities in one of the four highest rating  
 11-11 categories for a long-term obligation;

11-12 (B) a conservation and reclamation district  
 11-13 created and organized as a river authority under Section 52,  
 11-14 Article III, or Section 59, Article XVI, Texas Constitution;

11-15 (C) a joint powers agency organized and operating  
 11-16 under Chapter 163, Utilities Code;

11-17 (D) a metropolitan rapid transit authority,  
 11-18 regional transportation authority, or coordinated county  
 11-19 transportation authority created, organized, or operating under  
 11-20 Chapter 451, 452, or 460, Transportation Code;

11-21 (E) a conservation and reclamation district  
 11-22 organized or operating as a navigation district under Section 52,  
 11-23 Article III, or Section 59, Article XVI, Texas Constitution;

11-24 (F) a district organized or operating under  
 11-25 Section 59, Article XVI, Texas Constitution, that has all or part of  
 11-26 two or more municipalities within its boundaries;

11-27 (G) a state agency, including a state institution  
 11-28 of higher education;

11-29 (H) a hospital authority created or operating  
 11-30 under Chapter 262 or 264, Health and Safety Code, in a county that:

11-31 (i) has a population of more than 3.3  
 11-32 million; or

11-33 (ii) is included, in whole or in part, in a  
 11-34 standard metropolitan statistical area of this state that includes  
 11-35 a county with a population of more than 2.5 [~~2.2~~] million;

11-36 (I) a hospital district in a county that has a  
 11-37 population of more than 2.5 [~~two~~] million;

11-38 (J) a nonprofit corporation organized to  
 11-39 exercise the powers of a higher education loan authority under  
 11-40 Section 53B.47(e), Education Code;

11-41 (K) a county:

11-42 (i) that has a population of more than 3.3  
 11-43 million [~~or more~~]; or

11-44 (ii) that, on the date of issuance of  
 11-45 obligations under this chapter, has authorized, outstanding, or any  
 11-46 combination of authorized and outstanding, indebtedness of at least  
 11-47 \$100 million secured by and payable from the county's ad valorem  
 11-48 taxes and the authorized long-term indebtedness of which is rated  
 11-49 by a nationally recognized rating agency of securities issued by  
 11-50 local governments in one of the four highest rating categories for a  
 11-51 long-term obligation;

11-52 (L) an independent school district that has an  
 11-53 average daily attendance of 50,000 or more as determined under  
 11-54 Section 48.005, Education Code;

11-55 (M) a municipality or county operating under  
 11-56 Chapter 334, Local Government Code;

11-57 (N) a district created under Chapter 335, Local  
 11-58 Government Code;

11-59 (O) a junior college district that has a total  
 11-60 headcount enrollment of 40,000 or more based on enrollment in the  
 11-61 most recent regular semester; or

11-62 (P) an issuer, as defined by Section 1201.002,  
 11-63 that has:

11-64 (i) a principal amount of at least \$100  
 11-65 million in outstanding long-term indebtedness, in long-term  
 11-66 indebtedness proposed to be issued, or in a combination of  
 11-67 outstanding or proposed long-term indebtedness; and

11-68 (ii) some amount of long-term indebtedness  
 11-69 outstanding or proposed to be issued that is rated in one of the

12-1 four highest rating categories for long-term debt instruments by a  
12-2 nationally recognized rating agency for municipal securities,  
12-3 without regard to the effect of any credit agreement or other form  
12-4 of credit enhancement entered into in connection with the  
12-5 obligation.

12-6 SECTION 52. Section 1372.002(g), Government Code, is  
12-7 amended to read as follows:

12-8 (g) Subsection (f) applies only to an applicant created by a  
12-9 municipal housing authority established by a municipality that is:

12-10 (1) adjacent to an international boundary of this  
12-11 state; and

12-12 (2) ~~[that is]~~ located in a county that contains a  
12-13 municipality with a population of more than 500,000 [800,000].

12-14 SECTION 53. Section 1431.001(2), Government Code, is  
12-15 amended to read as follows:

12-16 (2) "Eligible countywide district" means a flood  
12-17 control district or a hospital district the boundaries of which are  
12-18 substantially coterminous with the boundaries of a county with a  
12-19 population of three million or more or a hospital district created  
12-20 in a county with a population of more than 1.2 million [800,000]  
12-21 that was not included in the boundaries of a hospital district  
12-22 before September 1, 2003.

12-23 SECTION 54. The heading to Chapter 1476, Government Code,  
12-24 is amended to read as follows:

12-25 CHAPTER 1476. CERTIFICATES OF INDEBTEDNESS IN COUNTIES WITH  
12-26 POPULATION OF MORE THAN 2.5 ~~[TWO]~~ MILLION

12-27 SECTION 55. Section 1476.001(a), Government Code, is  
12-28 amended to read as follows:

12-29 (a) This chapter applies only to a county with a population  
12-30 of more than 2.5 [two] million.

12-31 SECTION 56. Section 1477.301, Government Code, is amended  
12-32 to read as follows:

12-33 Sec. 1477.301. APPLICABILITY OF SUBCHAPTER. This  
12-34 subchapter applies only to a county:

12-35 (1) with a population of more than 3.3 million; or

12-36 (2) with a population of more than 90,000 that borders  
12-37 the United Mexican States other than a county that contains three or  
12-38 more municipalities that each have a population of more than 23,000  
12-39 [17,500].

12-40 SECTION 57. Section 1502.070(a), Government Code, is  
12-41 amended to read as follows:

12-42 (a) Management and control of a utility system may be vested  
12-43 in:

12-44 (1) the municipality's governing body; or

12-45 (2) a board of trustees named in the proceedings  
12-46 adopted by the municipality and consisting of not more than:

12-47 (A) five members, one of whom must be the mayor of  
12-48 the municipality;

12-49 (B) seven members, one of whom must be the mayor  
12-50 of the municipality, if the municipality is located in a county  
12-51 that:

12-52 (i) contains a municipality with a  
12-53 population of at least 500,000 [800,000]; and

12-54 (ii) ~~[that]~~ is located on an international  
12-55 border; or

12-56 (C) seven members, one of whom must be the mayor  
12-57 of the municipality, if the municipality is located in a county:

12-58 (i) with a population of at least 375,000;

12-59 (ii) that is located on an international  
12-60 border; and

12-61 (iii) that borders the Gulf of Mexico.

12-62 SECTION 58. The heading to Subchapter E, Chapter 1503,  
12-63 Government Code, is amended to read as follows:

12-64 SUBCHAPTER E. ADDITIONAL POWERS OF MUNICIPALITIES WITH POPULATION  
12-65 OF 1.9 [1.2] MILLION OR MORE

12-66 SECTION 59. The heading to Subchapter F, Chapter 1504,  
12-67 Government Code, is amended to read as follows:

12-68 SUBCHAPTER F. REVENUE BONDS FOR CULTURAL FACILITIES IN HOME-RULE  
12-69 MUNICIPALITIES WITH POPULATION OF 1.9 [1.2] MILLION OR MORE

13-1 SECTION 60. Section 1506.101, Government Code, is amended  
13-2 to read as follows:

13-3 Sec. 1506.101. APPLICABILITY OF SUBCHAPTER. This  
13-4 subchapter applies only to a municipality that:

13-5 (1) is located on the Gulf of Mexico or on a channel,  
13-6 canal, bay, or inlet connected to the Gulf of Mexico; and

13-7 (2) has a population of:

13-8 (A) more than 53,000 [~~47,500~~] and less than  
13-9 84,000 [~~73,000~~]; or

13-10 (B) more than 115,000 [~~117,000~~] and less than  
13-11 160,000.

13-12 SECTION 61. The heading to Subchapter D, Chapter 1506,  
13-13 Government Code, is amended to read as follows:

13-14 SUBCHAPTER D. REVENUE BONDS FOR PARKING AND TRANSPORTATION  
13-15 FACILITIES IN MUNICIPALITIES WITH POPULATION OF MORE THAN 1.1  
13-16 MILLION [~~650,000~~]

13-17 SECTION 62. Section 1509.002(b), Government Code, is  
13-18 amended to read as follows:

13-19 (b) This section applies only to a municipality that:

13-20 (1) has a population of more than 17,000 but less than  
13-21 18,000; and

13-22 (2) is located in two counties [~~with populations of~~  
13-23 ~~550,000 or more but less than 4.2 million~~].

13-24 SECTION 63. The heading to Subchapter C, Chapter 1509,  
13-25 Government Code, is amended to read as follows:

13-26 SUBCHAPTER C. BONDS FOR FARMERS' MARKETS IN MUNICIPALITIES WITH  
13-27 POPULATION OF MORE THAN 1.1 MILLION [~~650,000~~]

13-28 SECTION 64. Section 2051.0441(a), Government Code, is  
13-29 amended to read as follows:

13-30 (a) This section applies only to a notice published by a  
13-31 governmental entity or representative in a county:

13-32 (1) with a population of at least 30,000 and not more  
13-33 than 42,000 [~~39,000~~] that borders the Red River; or

13-34 (2) that does not have a newspaper described by  
13-35 Section 2051.044 published in the county.

13-36 SECTION 65. Section 2306.6710(b), Government Code, is  
13-37 amended to read as follows:

13-38 (b) If an application satisfies the threshold criteria, the  
13-39 department shall score and rank the application using a point  
13-40 system that:

13-41 (1) prioritizes in descending order criteria  
13-42 regarding:

13-43 (A) financial feasibility of the development  
13-44 based on the supporting financial data required in the application  
13-45 that will include a project underwriting pro forma from the  
13-46 permanent or construction lender;

13-47 (B) quantifiable community participation with  
13-48 respect to the development, evaluated on the basis of a resolution  
13-49 concerning the development that is voted on and adopted by the  
13-50 following, as applicable:

13-51 (i) the governing body of a municipality in  
13-52 which the proposed development site is to be located;

13-53 (ii) subject to Subparagraph (iii), the  
13-54 commissioners court of a county in which the proposed development  
13-55 site is to be located, if the proposed site is to be located in an  
13-56 area of a county that is not part of a municipality; or

13-57 (iii) the commissioners court of a county  
13-58 in which the proposed development site is to be located and the  
13-59 governing body of the applicable municipality, if the proposed site  
13-60 is to be located in the extraterritorial jurisdiction of a  
13-61 municipality;

13-62 (C) the income levels of tenants of the  
13-63 development;

13-64 (D) the size and quality of the units;

13-65 (E) the rent levels of the units;

13-66 (F) the cost of the development by square foot;

13-67 (G) the services to be provided to tenants of the  
13-68 development;

13-69 (H) whether, at the time the complete application

14-1 is submitted or at any time within the two-year period preceding the  
 14-2 date of submission, the proposed development site is located in an  
 14-3 area declared to be a disaster under Section 418.014;

14-4 (I) quantifiable community participation with  
 14-5 respect to the development, evaluated on the basis of written  
 14-6 statements from any neighborhood organizations on record with the  
 14-7 state or county in which the development is to be located and whose  
 14-8 boundaries contain the proposed development site; and

14-9 (J) the level of community support for the  
 14-10 application, evaluated on the basis of a written statement from the  
 14-11 state representative who represents the district containing the  
 14-12 proposed development site;

14-13 (2) uses criteria imposing penalties on applicants or  
 14-14 affiliates who have requested extensions of department deadlines  
 14-15 relating to developments supported by housing tax credit  
 14-16 allocations made in the application round preceding the current  
 14-17 round or a developer or principal of the applicant that has been  
 14-18 removed by the lender, equity provider, or limited partners for its  
 14-19 failure to perform its obligations under the loan documents or  
 14-20 limited partnership agreement;

14-21 (3) encourages applicants to provide free notary  
 14-22 public service to the residents of the developments for which the  
 14-23 allocation of housing tax credits is requested; and

14-24 (4) for an application concerning a development that  
 14-25 is or will be located in a county with a population of 1.2 [~~±~~]  
 14-26 million or more but less than 4 million and that is or will be  
 14-27 located not more than two miles from a veterans hospital, veterans  
 14-28 affairs medical center, or veterans affairs health care center,  
 14-29 encourages applicants to provide a preference for leasing units in  
 14-30 the development to low income veterans.

14-31 SECTION 66. Section 34.020(b), Health and Safety Code, is  
 14-32 amended to read as follows:

14-33 (b) The commission, in consultation with the task force,  
 14-34 shall develop a program to deliver prenatal and postpartum care  
 14-35 through telehealth services or telemedicine medical services to  
 14-36 pregnant women with a low risk of experiencing pregnancy-related  
 14-37 complications, as determined by a physician. The commission shall  
 14-38 implement the program in:

14-39 (1) at least two counties with populations of more  
 14-40 than 2.5 [~~two~~] million;

14-41 (2) at least one county with a population of more than  
 14-42 100,000 and less than 500,000; and

14-43 (3) at least one rural county with high rates of  
 14-44 maternal mortality and morbidity as determined by the commission in  
 14-45 consultation with the task force.

14-46 SECTION 67. Section 61.056(c), Health and Safety Code, is  
 14-47 amended to read as follows:

14-48 (c) A hospital district created in a county with a  
 14-49 population of more than 1.2 million [~~800,000~~] that was not included  
 14-50 in the boundaries of a hospital district before September 1, 2003,  
 14-51 may affiliate with any public or private entity to provide regional  
 14-52 administration and delivery of health care services. The regional  
 14-53 affiliation, in accordance with the affiliation agreement, shall  
 14-54 use money contributed by an affiliated governmental entity to  
 14-55 provide health care services to an eligible resident of that  
 14-56 governmental entity.

14-57 SECTION 68. Section 61.056(d), Health and Safety Code, as  
 14-58 added by Chapter 217 (S.B. 1063), Acts of the 81st Legislature,  
 14-59 Regular Session, 2009, is amended to read as follows:

14-60 (d) A hospital district created in a county with a  
 14-61 population of more than 1.2 million [~~800,000~~] that was not included  
 14-62 in the boundaries of a hospital district before September 1, 2003,  
 14-63 may provide or arrange to provide health care services for eligible  
 14-64 residents through the purchase of health coverage or other health  
 14-65 benefits, including benefits described by Chapter 75. For  
 14-66 purposes of this subsection, the board of managers of the district  
 14-67 has the powers and duties provided to the commissioners court of a  
 14-68 county under Chapter 75.

14-69 SECTION 69. Section 141.0025(a), Health and Safety Code, is

15-1 amended to read as follows:

15-2 (a) The department may grant a waiver from the requirements  
15-3 of this chapter to a program that:

15-4 (1) is sponsored by a religious organization as  
15-5 defined by Section 464.051;

15-6 (2) has been in operation for at least 30 consecutive  
15-7 years;

15-8 (3) operates one camp for not more than seven days in  
15-9 any year;

15-10 (4) has not more than 80 campers;

15-11 (5) is conducted by adult participants who are all  
15-12 volunteers;

15-13 (6) operates in a county with a population of at least  
15-14 4,000 [~~4,400~~] but not more than 4,350 [~~4,750~~]; and

15-15 (7) ensures that background checks are conducted on  
15-16 and the training required under Section 141.0095 is completed by  
15-17 each adult participating in the program.

15-18 SECTION 70. Section 262.034(e), Health and Safety Code, is  
15-19 amended to read as follows:

15-20 (e) This section applies only to an authority that owns or  
15-21 operates a hospital licensed under Chapter 241 and that is located  
15-22 in:

15-23 (1) a county with a population of 225,000 or less;

15-24 (2) those portions of extended municipalities that the  
15-25 federal census bureau has determined to be rural;

15-26 (3) an area that is not delineated as an urbanized area  
15-27 by the federal census bureau; or

15-28 (4) a municipality with a population of less than  
15-29 12,000 and a county with a population of 3.3 [~~2.5~~] million or more  
15-30 at the time the authority begins operating a facility or providing a  
15-31 service described by Subsection (a).

15-32 SECTION 71. Section 263.025, Health and Safety Code, is  
15-33 amended to read as follows:

15-34 Sec. 263.025. HOSPITAL OPERATING FUNDS USED FOR  
15-35 IMPROVEMENTS IN CERTAIN COUNTIES [~~OF 24,500 TO 25,500~~]. The  
15-36 commissioners court of a county with a population of 24,000 or more  
15-37 but less than 24,500 or a population of 24,700 or more but less than  
15-38 27,000 [~~to 25,500~~] may use excess money in the county hospital  
15-39 operating fund for making permanent improvements to the county  
15-40 hospital and for the payment of county bonds issued for the  
15-41 construction and improvement of a county hospital facility.

15-42 SECTION 72. Section 281.004(a-1), Health and Safety Code,  
15-43 is amended to read as follows:

15-44 (a-1) The ballot for an election under this chapter held in  
15-45 a county with a population of more than 1.2 million [~~800,000~~] that  
15-46 is not included in the boundaries of a hospital district before  
15-47 September 1, 2003, shall be printed to provide for voting for or  
15-48 against the proposition: "The creation of a hospital district and  
15-49 the levy of a tax not to exceed 25 cents on each \$100 of the taxable  
15-50 value of property taxable by the district."

15-51 SECTION 73. Sections 281.021(b) and (d), Health and Safety  
15-52 Code, are amended to read as follows:

15-53 (b) The commissioners court of a county with a population of  
15-54 more than 2.1 [~~1.8~~] million but less than 2.5 [~~1.9~~] million in which  
15-55 a district is created under this chapter shall appoint a board  
15-56 composed of not less than five or more than 15 members.

15-57 (d) If a district is created under this chapter in a county  
15-58 with a population of more than 1.2 million [~~800,000~~] that was not  
15-59 included in the boundaries of a hospital district before September  
15-60 1, 2003, the district shall be governed by a nine-member board of  
15-61 hospital managers, appointed as follows:

15-62 (1) the commissioners court of the county shall  
15-63 appoint four members;

15-64 (2) the governing body of the municipality with the  
15-65 largest population in the county shall appoint four members; and

15-66 (3) the commissioners court and the governing body of  
15-67 the municipality described by Subdivision (2) shall jointly appoint  
15-68 one member.

15-69 SECTION 74. Section 281.0281(a), Health and Safety Code, is

16-1 amended to read as follows:

16-2 (a) This section applies only to a district created in a  
 16-3 county with a population of more than 1.2 million [~~800,000~~] that was  
 16-4 not included in the boundaries of a hospital district before  
 16-5 September 1, 2003.

16-6 SECTION 75. Section 281.02815(a), Health and Safety Code,  
 16-7 is amended to read as follows:

16-8 (a) This section applies only to a district created in a  
 16-9 county with a population of more than 1.2 million [~~800,000~~] that was  
 16-10 not included in the boundaries of a hospital district before  
 16-11 September 1, 2003.

16-12 SECTION 76. Section 281.0475(a), Health and Safety Code, is  
 16-13 amended to read as follows:

16-14 (a) This section applies only to a district created in a  
 16-15 county with a population of more than 1.2 million [~~800,000~~] that was  
 16-16 not included in the boundaries of a hospital district before  
 16-17 September 1, 2003.

16-18 SECTION 77. Section 281.0511(a), Health and Safety Code, is  
 16-19 amended to read as follows:

16-20 (a) This section applies only to a district created in a  
 16-21 county with a population of more than 1.2 million [~~800,000~~] that was  
 16-22 not included in the boundaries of a hospital district before  
 16-23 September 1, 2003.

16-24 SECTION 78. Section 281.056(b-1), Health and Safety Code,  
 16-25 is amended to read as follows:

16-26 (b-1) The county attorney, district attorney, or criminal  
 16-27 district attorney, as appropriate, with the duty to represent the  
 16-28 county in civil matters shall, in all legal matters, represent a  
 16-29 district located in:

16-30 (1) a county [~~with a population of 800,000 or more~~] that  
 16-31 borders the United Mexican States and in which a municipality with a  
 16-32 population of 500,000 or more is located;

16-33 (2) a county with a population of 3.4 million or more;  
 16-34 or

16-35 (3) a county with a population of more than 1.2 million  
 16-36 [~~800,000~~] that was not included in the boundaries of a hospital  
 16-37 district before September 1, 2003.

16-38 SECTION 79. Section 281.122(a), Health and Safety Code, is  
 16-39 amended to read as follows:

16-40 (a) This section applies only to a district created in a  
 16-41 county with a population of more than 1.2 million [~~800,000~~] that was  
 16-42 not included in the boundaries of a hospital district before  
 16-43 September 1, 2003.

16-44 SECTION 80. Section 281.124(a), Health and Safety Code, is  
 16-45 amended to read as follows:

16-46 (a) This section applies only to a district created in a  
 16-47 county with a population of more than 1.2 million [~~800,000~~] that was  
 16-48 not included in the boundaries of a hospital district before  
 16-49 September 1, 2003.

16-50 SECTION 81. Section 285.002, Health and Safety Code, is  
 16-51 amended to read as follows:

16-52 Sec. 285.002. APPLICABILITY OF SUBCHAPTER. This  
 16-53 subchapter applies only to a county having:

16-54 (1) a population of:  
 16-55 (A) at least 1.2 million [~~800,000~~]; or  
 16-56 (B) at least 830,000 and not more than 870,000;

16-57 and

16-58 (2) a countywide hospital district that:  
 16-59 (A) has taxes imposed and collected by the  
 16-60 commissioners court of the county; and

16-61 (B) has teaching hospital facilities affiliated  
 16-62 with a state-owned or private medical school.

16-63 SECTION 82. The heading to Chapter 290, Health and Safety  
 16-64 Code, is amended to read as follows:

16-65 CHAPTER 290. COUNTY HEALTH CARE FUNDING DISTRICTS IN CERTAIN  
 16-66 COUNTIES WITH POPULATION OF 2.1 [~~1.8~~] MILLION OR LESS

16-67 SECTION 83. Section 290.002, Health and Safety Code, is  
 16-68 amended to read as follows:

16-69 Sec. 290.002. CREATION OF DISTRICT. A district is created



17-1 in each county that has a population of 2.1 [~~1.8~~] million or less  
 17-2 and in which a municipality with a population of 1.1 million or more  
 17-3 is predominantly located.

17-4 SECTION 84. Section 291.002, Health and Safety Code, is  
 17-5 amended to read as follows:

17-6 Sec. 291.002. APPLICABILITY. This chapter applies only to  
 17-7 a county that:

17-8 (1) is not served by a hospital district or a public  
 17-9 hospital;

17-10 (2) is located in the Texas-Louisiana border region,  
 17-11 as that region is defined by Section 2056.002, Government Code; and

17-12 (3) has a population of more than 51,000 [~~50,000~~] but  
 17-13 less than 65,000.

17-14 SECTION 85. Section 291A.002, Health and Safety Code, is  
 17-15 amended to read as follows:

17-16 Sec. 291A.002. APPLICABILITY. This chapter applies only  
 17-17 to:

17-18 (1) a county that:

17-19 (A) is not served by a hospital district or a  
 17-20 public hospital;

17-21 (B) has a population of more than 75,000; and

17-22 (C) borders or includes a portion of the Sam  
 17-23 Rayburn Reservoir; and

17-24 (2) a county that has a population of more than 200,000  
 17-25 and less than 233,500 [~~220,000~~].

17-26 SECTION 86. Section 292.002, Health and Safety Code, is  
 17-27 amended to read as follows:

17-28 Sec. 292.002. APPLICABILITY. This chapter applies only to  
 17-29 a county that is not served by a hospital district and:

17-30 (1) is located in the Texas-Louisiana border region,  
 17-31 as that region is defined by Section 2056.002, Government Code, and  
 17-32 has a population of more than 90,000 but less than 200,000; or

17-33 (2) has a population of less than 51,000 and is  
 17-34 adjacent to a county with a population of more than 200,000 but less  
 17-35 than 233,500 [~~220,000~~].

17-36 SECTION 87. Section 292C.002, Health and Safety Code, is  
 17-37 amended to read as follows:

17-38 Sec. 292C.002. APPLICABILITY. This chapter applies only  
 17-39 to a county that:

17-40 (1) contains a hospital district that is not  
 17-41 countywide;

17-42 (2) has a population of more than 125,000 but less than  
 17-43 135,000; and

17-44 (3) borders Oklahoma.

17-45 SECTION 88. Section 293C.002, Health and Safety Code, is  
 17-46 amended to read as follows:

17-47 Sec. 293C.002. APPLICABILITY. This chapter applies only  
 17-48 to a county that:

17-49 (1) is not served by a hospital district or a public  
 17-50 hospital;

17-51 (2) has a population of more than 140,000 [~~125,000~~]  
 17-52 and less than 155,000 [~~140,000~~]; and

17-53 (3) is not adjacent to a county with a population of  
 17-54 1.2 [~~one~~] million or more.

17-55 SECTION 89. Section 294.002, Health and Safety Code, is  
 17-56 amended to read as follows:

17-57 Sec. 294.002. APPLICABILITY. This chapter applies only to  
 17-58 a county that:

17-59 (1) is not served by a hospital district or a public  
 17-60 hospital;

17-61 (2) contains a private institution of higher education  
 17-62 with a student enrollment of more than 12,000; and

17-63 (3) has a population of less than 265,000 [~~250,000~~].

17-64 SECTION 90. Section 295.002, Health and Safety Code, is  
 17-65 amended to read as follows:

17-66 Sec. 295.002. APPLICABILITY. This chapter applies only to  
 17-67 a municipality that:

17-68 (1) is not served by a hospital district or a public  
 17-69 hospital;

18-1 (2) is located on the Gulf of Mexico or on a channel,  
 18-2 canal, bay, or inlet connected to the Gulf of Mexico; and  
 18-3 (3) has a population of more than 115,000 [~~117,000~~]  
 18-4 and less than 145,000.

18-5 SECTION 91. Section 296.002, Health and Safety Code, is  
 18-6 amended to read as follows:

18-7 Sec. 296.002. APPLICABILITY. This chapter applies only to  
 18-8 a county that:

18-9 (1) is not served by a hospital district or a public  
 18-10 hospital; and

18-11 (2) has a population of less than 235,000 [~~200,000~~]  
 18-12 and contains two municipalities both with populations of 83,000  
 18-13 [~~75,000~~] or more.

18-14 SECTION 92. Section 296A.002, Health and Safety Code, is  
 18-15 amended to read as follows:

18-16 Sec. 296A.002. APPLICABILITY. This chapter applies only  
 18-17 to a county that:

18-18 (1) is not served by a hospital district or a public  
 18-19 hospital; and

18-20 (2) has a population of less than 600,000 and borders  
 18-21 two counties both with populations of 1.1 [~~one~~] million or more.

18-22 SECTION 93. Section 298E.002, Health and Safety Code, is  
 18-23 amended to read as follows:

18-24 Sec. 298E.002. APPLICABILITY. This chapter applies only  
 18-25 to a hospital district created in a county with a population of more  
 18-26 than 1.2 million [~~800,000~~] that was not included in the boundaries  
 18-27 of a hospital district before September 1, 2003.

18-28 SECTION 94. Section 341.0358(g), Health and Safety Code, is  
 18-29 amended to read as follows:

18-30 (g) This section also applies to:

18-31 (1) a municipality with a population of more than  
 18-32 42,500 [~~36,000~~] and less than 48,000 [~~41,000~~] located in two  
 18-33 counties, one of which is a county with a population of more than  
 18-34 2.1 [~~1.8~~] million;

18-35 (2) a municipality, including any industrial district  
 18-36 within the municipality or its extraterritorial jurisdiction, with  
 18-37 a population of more than 15,000 [~~7,000~~] and less than 45,700  
 18-38 [~~30,000~~] located in a county with a population of more than 235,000  
 18-39 [~~155,000~~] and less than 255,000 [~~180,000~~]; and

18-40 (3) a municipality, including any industrial district  
 18-41 within the municipality or its extraterritorial jurisdiction, with  
 18-42 a population of more than 32,000 [~~11,000~~] and less than 35,000  
 18-43 [~~18,000~~] located in two counties [~~a county with a population of more~~  
 18-44 ~~than 125,000 and less than 230,000~~].

18-45 SECTION 95. Section 341.03585(b), Health and Safety Code,  
 18-46 is amended to read as follows:

18-47 (b) This section applies only to:

18-48 (1) a municipality, including any industrial district  
 18-49 within the municipality or its extraterritorial jurisdiction, with  
 18-50 a population of more than 15,000 [~~7,000~~] and less than 45,700  
 18-51 [~~30,000~~] located in a county with a population of more than 235,000  
 18-52 [~~155,000~~] and less than 255,000 [~~180,000~~]; and

18-53 (2) a municipality, including any industrial district  
 18-54 within the municipality or its extraterritorial jurisdiction, with  
 18-55 a population of more than 32,000 [~~11,000~~] and less than 35,000  
 18-56 [~~18,000~~] located in two counties [~~a county with a population of more~~  
 18-57 ~~than 125,000 and less than 230,000~~].

18-58 SECTION 96. Section 343.011(c), Health and Safety Code, is  
 18-59 amended to read as follows:

18-60 (c) A public nuisance is:

18-61 (1) keeping, storing, or accumulating refuse on  
 18-62 premises in a neighborhood unless the refuse is entirely contained  
 18-63 in a closed receptacle;

18-64 (2) keeping, storing, or accumulating rubbish,  
 18-65 including newspapers, abandoned vehicles, refrigerators, stoves,  
 18-66 furniture, tires, and cans, on premises in a neighborhood or within  
 18-67 300 feet of a public street for 10 days or more, unless the rubbish  
 18-68 or object is completely enclosed in a building or is not visible  
 18-69 from a public street;

19-1 (3) maintaining premises in a manner that creates an  
 19-2 unsanitary condition likely to attract or harbor mosquitoes,  
 19-3 rodents, vermin, or other disease-carrying pests;  
 19-4 (4) allowing weeds to grow on premises in a  
 19-5 neighborhood if the weeds are located within 300 feet of another  
 19-6 residence or commercial establishment;  
 19-7 (5) maintaining a building in a manner that is  
 19-8 structurally unsafe or constitutes a hazard to safety, health, or  
 19-9 public welfare because of inadequate maintenance, unsanitary  
 19-10 conditions, dilapidation, obsolescence, disaster, damage, or  
 19-11 abandonment or because it constitutes a fire hazard;  
 19-12 (6) maintaining on abandoned and unoccupied property  
 19-13 in a neighborhood a swimming pool that is not protected with:  
 19-14 (A) a fence that is at least four feet high and  
 19-15 that has a latched and locked gate; and  
 19-16 (B) a cover over the entire swimming pool that  
 19-17 cannot be removed by a child;  
 19-18 (7) maintaining on any property in a neighborhood in a  
 19-19 county with a population of more than 1.3 [~~1.1~~] million a swimming  
 19-20 pool that is not protected with:  
 19-21 (A) a fence that is at least four feet high and  
 19-22 that has a latched gate that cannot be opened by a child; or  
 19-23 (B) a cover over the entire swimming pool that  
 19-24 cannot be removed by a child;  
 19-25 (8) maintaining a flea market in a manner that  
 19-26 constitutes a fire hazard;  
 19-27 (9) discarding refuse or creating a hazardous visual  
 19-28 obstruction on:  
 19-29 (A) county-owned land; or  
 19-30 (B) land or easements owned or held by a special  
 19-31 district that has the commissioners court of the county as its  
 19-32 governing body;  
 19-33 (10) discarding refuse on the smaller of:  
 19-34 (A) the area that spans 20 feet on each side of a  
 19-35 utility line; or  
 19-36 (B) the actual span of the utility easement;  
 19-37 (11) filling or blocking a drainage easement, failing  
 19-38 to maintain a drainage easement, maintaining a drainage easement in  
 19-39 a manner that allows the easement to be clogged with debris,  
 19-40 sediment, or vegetation, or violating an agreement with the county  
 19-41 to improve or maintain a drainage easement;  
 19-42 (12) discarding refuse on property that is not  
 19-43 authorized for that activity; or  
 19-44 (13) surface discharge from an on-site sewage disposal  
 19-45 system as defined by Section 366.002.  
 19-46 SECTION 97. Section 364.011(a-2), Health and Safety Code,  
 19-47 is amended to read as follows:  
 19-48 (a-2) Notwithstanding Subsection (a), a commissioners court  
 19-49 may, through a competitive bidding process, contract for the  
 19-50 provision of solid waste collection, handling, storage, and  
 19-51 disposal in an area of the county located within the  
 19-52 extraterritorial jurisdiction of a municipality if:  
 19-53 (1) the municipality does not provide solid waste  
 19-54 disposal services in that area; and  
 19-55 (2) the county has a population of more than 1.5  
 19-56 million and at least 70 [~~75~~] percent of the population resides in a  
 19-57 single municipality.  
 19-58 SECTION 98. Section 364.0341(a), Health and Safety Code, is  
 19-59 amended to read as follows:  
 19-60 (a) This section applies only to a municipality wholly or  
 19-61 partly located in a county with a population of more than 57,000  
 19-62 [~~54,000~~] and less than 57,900 [~~54,500~~].  
 19-63 SECTION 99. Section 382.218(a), Health and Safety Code, is  
 19-64 amended to read as follows:  
 19-65 (a) This section applies only to a county [~~with a population~~  
 19-66 ~~of 800,000 or more~~] that borders the United Mexican States and in  
 19-67 which a municipality with a population of 500,000 or more is  
 19-68 located.  
 19-69 SECTION 100. Sections 711.008(b) and (d), Health and Safety

20-1 Code, are amended to read as follows:

20-2 (b) Subsection (a) does not apply to:

20-3 (1) a cemetery heretofore established and operating;

20-4 (2) the establishment and use of a columbarium by an  
20-5 organized religious society or sect that is exempt from income  
20-6 taxation under Section 501(a), Internal Revenue Code of 1986, by  
20-7 being listed under Section 501(c)(3) of that code, as part of or  
20-8 attached to the principal church building owned by the society or  
20-9 sect;

20-10 (3) the establishment and use of a columbarium by an  
20-11 organized religious society or sect that is exempt from income  
20-12 taxation under Section 501(a), Internal Revenue Code of 1986, by  
20-13 being listed under Section 501(c)(3) of that code, on land that:

20-14 (A) is owned by the society or sect; and

20-15 (B) is part of the campus on which an existing  
20-16 principal church building is located;

20-17 (4) the establishment and use of a columbarium on the  
20-18 campus of a private or independent institution of higher education,  
20-19 as defined by Section 61.003, Education Code, that is wholly or  
20-20 substantially controlled, managed, owned, or supported by or  
20-21 otherwise affiliated with an organized religious society or sect  
20-22 that is exempt from income taxation under Section 501(a), Internal  
20-23 Revenue Code of 1986, by being listed under Section 501(c)(3) of  
20-24 that code, if a place of worship is located on the campus;

20-25 (5) the establishment and use of a mausoleum that is:

20-26 (A) constructed beneath the principal church  
20-27 building owned by an organized religious society or sect that:

20-28 (i) is exempt from income taxation under  
20-29 Section 501(a), Internal Revenue Code of 1986, by being listed  
20-30 under Section 501(c)(3) of that code; and

20-31 (ii) has recognized religious traditions  
20-32 and practices of interring the remains of ordained clergy in or  
20-33 below the principal church building; and

20-34 (B) used only for the interment of the remains of  
20-35 ordained clergy of that organized religious society or sect;

20-36 (6) the establishment and operation, if authorized in  
20-37 accordance with Subsection (h), of a perpetual care cemetery by an  
20-38 organized religious society or sect that:

20-39 (A) is exempt from income taxation under Section  
20-40 501(a), Internal Revenue Code of 1986, by being listed under  
20-41 Section 501(c)(3) of that code;

20-42 (B) has been in existence for at least five  
20-43 years;

20-44 (C) has at least \$500,000 in assets; and

20-45 (D) establishes and operates the cemetery on land  
20-46 that:

20-47 (i) is owned by the society or sect;

20-48 (ii) together with any other land owned by  
20-49 the society or sect and adjacent to the land on which the cemetery  
20-50 is located, is not less than 10 acres; and

20-51 (iii) is in a municipality with a  
20-52 population of at least one million that is located predominantly in  
20-53 a county that has a total area of less than 1,000 square miles;

20-54 (7) the establishment and use of a private family  
20-55 cemetery by an organization that is exempt from income taxation  
20-56 under Section 501(a), Internal Revenue Code of 1986, by being  
20-57 listed under Section 501(c)(3) of that code, on land that is:

20-58 (A) owned by the organization; and

20-59 (B) located in a county:

20-60 (i) with a population of more than 165,000  
20-61 [~~125,000~~]; and

20-62 (ii) that is adjacent to a county that has a  
20-63 population of more than 1.5 million and in which more than 70 [~~75~~]  
20-64 percent of the population lives in a single municipality; or

20-65 (8) the establishment and use of a private family  
20-66 cemetery located at the site of a presidential library and museum.

20-67 (d) Subsection (a) does not apply to a cemetery established  
20-68 and operating before September 1, 1995, in a county with a  
20-69 population of more than 315,000 [~~285,000~~] and less than 351,000

21-1 [~~300,000~~] that borders the Gulf of Mexico.

21-2 SECTION 101. Section 713.0271, Health and Safety Code, is  
21-3 amended to read as follows:

21-4 Sec. 713.0271. CEMETERY OWNED BY CERTAIN COUNTIES. A  
21-5 county with a population of more than 800,000 [~~550,000~~] that  
21-6 borders a county with a population of more than 3.3 million may own,  
21-7 operate, and maintain a cemetery.

21-8 SECTION 102. Section 766.052, Health and Safety Code, is  
21-9 amended to read as follows:

21-10 Sec. 766.052. APPLICABILITY OF SUBCHAPTER. This  
21-11 subchapter applies only to a residential high-rise building:

21-12 (1) that is located in a county with a population of  
21-13 more than 1.5 million in which more than 70 [~~75~~] percent of the  
21-14 population resides in a single municipality;

21-15 (2) in which at least 50 percent of the residents are  
21-16 elderly individuals, individuals with a disability, or individuals  
21-17 with a mobility impairment; and

21-18 (3) that is not designated as a historically or  
21-19 archaeologically significant site by the Texas Historical  
21-20 Commission or the governing body of the county or municipality in  
21-21 which the building is located.

21-22 SECTION 103. Section 771.0751(a), Health and Safety Code,  
21-23 as added by Chapter 258 (H.B. 1771), Acts of the 78th Legislature,  
21-24 Regular Session, 2003, is amended to read as follows:

21-25 (a) This section applies only to the use of fees and  
21-26 surcharges collected under this subchapter in a county subject to  
21-27 this subchapter with a population of at least 1.2 [~~one~~] million.

21-28 SECTION 104. The heading to Subchapter B, Chapter 772,  
21-29 Health and Safety Code, is amended to read as follows:

21-30 SUBCHAPTER B. EMERGENCY COMMUNICATION DISTRICTS: COUNTIES WITH  
21-31 POPULATION OVER 3.3 [~~TWO~~] MILLION

21-32 SECTION 105. The heading to Subchapter E, Chapter 772,  
21-33 Health and Safety Code, is amended to read as follows:

21-34 SUBCHAPTER E. EMERGENCY COMMUNICATION SERVICE: COUNTIES WITH  
21-35 POPULATION OVER 2.5 [~~TWO~~] MILLION

21-36 SECTION 106. Section 772.402, Health and Safety Code, is  
21-37 amended to read as follows:

21-38 Sec. 772.402. APPLICATION OF SUBCHAPTER. This subchapter  
21-39 applies only to a county having a population of more than 2.5 [~~two~~]  
21-40 million in which a communication district has not been created  
21-41 under Subchapter B.

21-42 SECTION 107. Section 775.014(h), Health and Safety Code, is  
21-43 amended to read as follows:

21-44 (h) The governing body of a municipality with a population  
21-45 of more than one million may negotiate with the commissioners court  
21-46 of a county with a population of less than 2.1 [~~1.8~~] million that is  
21-47 the county in which the majority of the territory inside the  
21-48 municipality's corporate boundaries is located conditions under  
21-49 which the municipality will grant its consent to the inclusion of  
21-50 its extraterritorial jurisdiction in the district. The negotiated  
21-51 conditions may:

21-52 (1) limit the district's ability to incur debt;

21-53 (2) require the district to ensure that its equipment  
21-54 is compatible with the municipality's equipment; and

21-55 (3) require the district to enter into mutual aid  
21-56 agreements.

21-57 SECTION 108. Section 775.0315(a), Health and Safety Code,  
21-58 is amended to read as follows:

21-59 (a) This section applies only to a district located wholly  
21-60 in a county with a population of 2.1 [~~1.8~~] million or more in which  
21-61 two or more cities with a population of 350,000 or more are located.

21-62 SECTION 109. Section 775.045(b), Health and Safety Code, is  
21-63 amended to read as follows:

21-64 (b) Subsection (a) does not apply to a district:

21-65 (1) that before February 1, 2013, has adopted a fire  
21-66 code, fire code amendments, or other requirements in conflict with  
21-67 Subsection (a); and

21-68 (2) whose territory is located:

21-69 (A) in or adjacent to a general law municipality

22-1 with a population of less than 4,000 that is served by a water  
 22-2 control and improvement district governed by Chapter 51, Water  
 22-3 Code; and

22-4 (B) in a county that has a population of more than  
 22-5 1.2 [~~one~~] million and is adjacent to a county with a population of  
 22-6 more than 600,000 [~~420,000~~].

22-7 SECTION 110. Section 775.221(a), Health and Safety Code, is  
 22-8 amended to read as follows:

22-9 (a) This subchapter applies only to a district located  
 22-10 wholly in:

22-11 (1) a county with a population of 20,000 or less; or

22-12 (2) a county with a population of more than 30,000 but  
 22-13 less than 41,000 that is adjacent to a county with a population of  
 22-14 more than 200,000 but less than 233,500 [~~220,000~~].

22-15 SECTION 111. Section 775.301, Health and Safety Code, is  
 22-16 amended to read as follows:

22-17 Sec. 775.301. DEFINITION. In this subchapter,  
 22-18 "commissioners court" means the commissioners court of a county  
 22-19 that:

22-20 (1) borders the United Mexican States;

22-21 (2) contains a municipality with [~~has~~] a population  
 22-22 of more than 500,000; [~~800,000~~] and

22-23 (3) appoints a board of emergency services  
 22-24 commissioners under this chapter.

22-25 SECTION 112. Section 775.302(a), Health and Safety Code, is  
 22-26 amended to read as follows:

22-27 (a) This subchapter applies only to a district that is  
 22-28 located wholly in a county:

22-29 (1) that borders the United Mexican States;

22-30 (2) [~~has~~] that contains a municipality with [~~has~~] a  
 22-31 population of more than 500,000; [~~800,000~~] and

22-32 (3) for which the commissioners court appoints a board  
 22-33 of emergency services commissioners under Section 775.034.

22-34 SECTION 113. Section 822.0012(a), Health and Safety Code,  
 22-35 is amended to read as follows:

22-36 (a) This section applies only to an incorporated  
 22-37 municipality that has a population of more than 1,000 and that is  
 22-38 the county seat of a county with a population of 1,380 or more but  
 22-39 less than 1,600.

22-40 SECTION 114. Section 822.0411(a), Health and Safety Code,  
 22-41 is amended to read as follows:

22-42 (a) This section applies only to an incorporated  
 22-43 municipality that has a population of more than 1,000 and that is  
 22-44 the county seat of a county with a population of 1,380 or more but  
 22-45 less than 1,600.

22-46 SECTION 115. Section 42.041(g), Human Resources Code, is  
 22-47 amended to read as follows:

22-48 (g) A child-care facility that is exempt under Subsection  
 22-49 (b)(3) from the licensing requirement of Subsection (a) may provide  
 22-50 care for each child at the child-care facility for not more than 15  
 22-51 hours a week if the child-care facility:

22-52 (1) provides the child care so that a person may attend  
 22-53 an educational class provided by a nonprofit entity; and

22-54 (2) is located in a county:

22-55 (A) in which a municipality with a population of  
 22-56 500,000 [~~800,000~~] or more is located; and

22-57 (B) that is adjacent to an international border.

22-58 SECTION 116. Section 101A.202(a), Human Resources Code, is  
 22-59 amended to read as follows:

22-60 (a) This section applies only to counties having a  
 22-61 population of not less than 20,600 [~~22,140~~] and not more than 20,800  
 22-62 [~~22,340~~] and to cities and towns within those counties.

22-63 SECTION 117. Section 1575.163, Insurance Code, is amended  
 22-64 to read as follows:

22-65 Sec. 1575.163. LIMITATIONS. The Teacher Retirement System  
 22-66 of Texas, as trustee, may not contract for or provide a health  
 22-67 benefit plan that excludes from participation in the network a  
 22-68 general hospital that:

22-69 (1) is located in the geographical service area or

23-1 areas of the health coverage plan that includes a county that:  
 23-2 (A) has a population of at least 100,000 and not  
 23-3 more than 233,500 [~~210,000~~]; and

23-4 (B) is located in the Texas-Louisiana border  
 23-5 region, as that term is defined in Section 2056.002(e), Government  
 23-6 Code; and

23-7 (2) agrees to provide medical and health care services  
 23-8 under the plan subject to the same terms and conditions as other  
 23-9 hospital providers under the plan.

23-10 SECTION 118. Section 1579.108, Insurance Code, is amended  
 23-11 to read as follows:

23-12 Sec. 1579.108. LIMITATIONS. The trustee may not contract  
 23-13 for or provide a health coverage plan that excludes from  
 23-14 participation in the network a general hospital that:

23-15 (1) is located in the geographical service area or  
 23-16 areas of the health coverage plan that includes a county that:

23-17 (A) has a population of at least 100,000 and not  
 23-18 more than 233,500 [~~210,000~~]; and

23-19 (B) is located in the Texas-Louisiana border  
 23-20 region, as that term is defined in Section 2056.002(e), Government  
 23-21 Code; and

23-22 (2) agrees to provide medical and health care services  
 23-23 under the plan subject to the same terms as other hospital providers  
 23-24 under the plan.

23-25 SECTION 119. Section 21.101, Local Government Code, is  
 23-26 amended to read as follows:

23-27 Sec. 21.101. REMOVAL BY RECALL ELECTION AUTHORIZED. A  
 23-28 member of the governing body of a general-law municipality with a  
 23-29 population of less than 3,000 [~~5,000~~] located in a county that  
 23-30 borders the United Mexican States and contains a municipality with  
 23-31 [~~has~~] a population of more than 500,000 [~~800,000~~] may be removed  
 23-32 from office through a recall election initiated by petition as  
 23-33 provided by this subchapter.

23-34 SECTION 120. Section 22.041(c), Local Government Code, is  
 23-35 amended to read as follows:

23-36 (c) In addition to an absence described by Subsection (b), a  
 23-37 member of a governing body is also considered absent for the  
 23-38 purposes of that subsection if the member is not present at the  
 23-39 adjournment of a meeting at which a quorum is established, unless  
 23-40 the member is first allowed to withdraw by the unanimous vote of the  
 23-41 members present. This subsection applies only to a municipality  
 23-42 that is located in a county that borders the United Mexican States  
 23-43 and contains a municipality with a population of 500,000 [~~800,000~~]  
 23-44 or more [~~that is adjacent to an international border~~].

23-45 SECTION 121. Section 42.021(d), Local Government Code, is  
 23-46 amended to read as follows:

23-47 (d) Regardless of Subsection (a), the extraterritorial  
 23-48 jurisdiction of a municipality is the unincorporated area that is  
 23-49 contiguous to the corporate boundaries of the municipality and that  
 23-50 is located within three miles of those boundaries if the  
 23-51 municipality:

23-52 (1) has a population of not less than 25,000 [~~20,000~~]  
 23-53 or more than 27,000 [~~29,000~~]; and

23-54 (2) is located in a county that has a population of  
 23-55 45,000 or more and borders the Trinity River.

23-56 SECTION 122. Section 42.0251(a), Local Government Code, is  
 23-57 amended to read as follows:

23-58 (a) This section applies only to a general-law  
 23-59 municipality:

23-60 (1) that has a population of less than 4,000 [~~3,000~~];

23-61 (2) that is located in a county with a population of  
 23-62 more than 800,000 [~~500,000~~] that is adjacent to a county with a  
 23-63 population of more than four million; and

23-64 (3) in which at least two-thirds of the residents  
 23-65 reside within a gated community.

23-66 SECTION 123. Section 43.0751(n), Local Government Code, is  
 23-67 amended to read as follows:

23-68 (n) This subsection applies only to a municipality any  
 23-69 portion of which is located in a county that has a population of not

24-1 less than 315,000 [~~285,000~~] and not more than 351,000 [~~300,000~~] and  
 24-2 that borders the Gulf of Mexico and is adjacent to a county with a  
 24-3 population of more than 3.3 million. A municipality may impose  
 24-4 within the boundaries of a district a municipal sales and use tax  
 24-5 authorized by Chapter 321, Tax Code, or a municipal hotel occupancy  
 24-6 tax authorized by Chapter 351, Tax Code, that is imposed in the  
 24-7 municipality if:

24-8 (1) the municipality has annexed the district for  
 24-9 limited purposes under this section; or

24-10 (2) following two public hearings on the matter, the  
 24-11 municipality and the district enter a written agreement providing  
 24-12 for the imposition of the tax or taxes.

24-13 SECTION 124. Section 43.1025(a), Local Government Code, is  
 24-14 amended to read as follows:

24-15 (a) This section applies only to a home-rule municipality  
 24-16 that has a population of less than 13,000 [~~11,000~~] and is located  
 24-17 primarily in a county with a population of more than 3.3 million.

24-18 SECTION 125. Section 81.029(a), Local Government Code, is  
 24-19 amended to read as follows:

24-20 (a) This section applies only to a county judge in a county  
 24-21 that is located on the international border and contains a  
 24-22 municipality with [has] a population of 500,000 or more [than  
 24-23 800,000 and is located on the international border].

24-24 SECTION 126. Section 81.033(a), Local Government Code, is  
 24-25 amended to read as follows:

24-26 (a) This section applies only to a commissioners court of a  
 24-27 county that has a population of more than 4,500 [~~5,000~~], is located  
 24-28 within 100 miles of an international boundary, and contains no  
 24-29 incorporated territory of a municipality.

24-30 SECTION 127. Section 89.001(a), Local Government Code, is  
 24-31 amended to read as follows:

24-32 (a) The commissioners court of a county with a population of  
 24-33 more than two [~~1.25~~] million may employ an attorney as special  
 24-34 counsel.

24-35 SECTION 128. Section 106.001, Local Government Code, is  
 24-36 amended to read as follows:

24-37 Sec. 106.001. CREATION OF CHILD SAFETY TRUST FUND IN  
 24-38 CERTAIN MUNICIPALITIES. A child safety trust fund shall be created  
 24-39 in the treasury of a municipality with a population of more than 1.3  
 24-40 million [~~850,000~~].

24-41 SECTION 129. Section 115.044(a), Local Government Code, is  
 24-42 amended to read as follows:

24-43 (a) A county with a population of 372,000 [~~312,000~~] to  
 24-44 410,000 [~~330,000~~] shall conduct a biennial independent audit of all  
 24-45 books, records, and accounts of each district, county, and precinct  
 24-46 officer, agent, or employee, including those of the regular county  
 24-47 auditor, and of all governmental units of the county hospitals,  
 24-48 farms, and other institutions. The audit must cover all matters  
 24-49 relating to the fiscal affairs of the county. The audit shall be  
 24-50 conducted in each even-numbered year and must be completed before  
 24-51 December 31 of the year.

24-52 SECTION 130. Section 120.001, Local Government Code, is  
 24-53 amended to read as follows:

24-54 Sec. 120.001. APPLICABILITY. This chapter applies only to  
 24-55 a county with a population of more than 1.2 [~~one~~] million.

24-56 SECTION 131. Section 143.0052(a), Local Government Code, is  
 24-57 amended to read as follows:

24-58 (a) This section applies only to a municipality that:

24-59 (1) has a population of more than 220,000 and less than  
 24-60 275,000 [~~250,000~~];

24-61 (2) is located in a county in which another  
 24-62 municipality that has a population of more than one million is  
 24-63 predominately located; and

24-64 (3) whose emergency medical services are administered  
 24-65 by a fire department.

24-66 SECTION 132. Section 143.025(1), Local Government Code, is  
 24-67 amended to read as follows:

24-68 (1) In a municipality with a population of more than 1.4  
 24-69 [~~1.3~~] million and less than 2 million, an examination for a



25-1 beginning position in the fire department may include testing  
 25-2 instruments to be used in addition to the written examination in the  
 25-3 establishment of the initial eligibility list.

25-4 SECTION 133. The heading to Section 143.114, Local  
 25-5 Government Code, is amended to read as follows:

25-6 Sec. 143.114. ASSIGNMENT PAY IN MUNICIPALITY WITH  
 25-7 POPULATION OF 1.5 [~~1.2~~] MILLION OR MORE.

25-8 SECTION 134. Sections 152.032(b), (d), and (e), Local  
 25-9 Government Code, are amended to read as follows:

25-10 (b) This subsection applies only to a county that employs an  
 25-11 arena venue project manager hired as of March 7, 2001, and that has  
 25-12 a population of less than 2.1 [~~1.8~~] million in which a municipality  
 25-13 with a population of more than one million is located. The amount  
 25-14 of the compensation and allowances of a county auditor in a county  
 25-15 subject to this subsection may not exceed the amount of the  
 25-16 compensation and allowances received from all sources by the county  
 25-17 budget officer. If the county hires a county budget officer at a  
 25-18 salary lower than the salary of the previous county budget officer,  
 25-19 the county auditor's salary may not be reduced on that basis.

25-20 (d) The amount of the compensation and allowances of a  
 25-21 county auditor in a county subject to this subsection may be set in  
 25-22 an amount that exceeds the limit established by Subsection (a) if  
 25-23 the compensation and allowances are approved by the commissioners  
 25-24 court of the county. This subsection applies only to:

25-25 (1) [~~a county with a population of more than 108,000~~  
 25-26 ~~and less than 110,000;~~

25-27 [~~2~~] a county with a population of 120,000 or more,  
 25-28 excluding a county subject to Subsection (b);

25-29 (2) [~~3~~] a county with a population of more than  
 25-30 1,000 and less than 23,000 that borders the Gulf of Mexico;

25-31 (3) [~~4~~] a county with a population of more than  
 25-32 11,000 and less than 11,350 [~~11,650~~]; and

25-33 (4) [~~5~~] a county that:

25-34 (A) borders a county with a population of more  
 25-35 than one million; and

25-36 (B) has a population of more than 44,500 [~~36,000~~]  
 25-37 and less than 46,500 [~~40,000~~].

25-38 (e) This subsection applies only to a county with a  
 25-39 population of more than 1.2 [~~one~~] million that uses an automated  
 25-40 system to enhance internal controls of county finances through the  
 25-41 use of automated edit checks of its automated purchasing system and  
 25-42 its comprehensive automated payroll system. The amount of the  
 25-43 compensation and allowances of a county auditor in a county  
 25-44 governed by this subsection may exceed the limit imposed by  
 25-45 Subsection (a) if the compensation and allowances are approved by  
 25-46 the commissioners court. If a county is governed by this  
 25-47 subsection and Subsection (b), the amount of compensation and  
 25-48 allowances received by the county auditor may not exceed the limit  
 25-49 imposed by Subsection (b).

25-50 SECTION 135. Section 152.904(c), Local Government Code, is  
 25-51 amended to read as follows:

25-52 (c) The commissioners court of a county with a population of  
 25-53 315,000 [~~285,000~~] to 351,000 [~~300,000~~] shall set the annual salary  
 25-54 of the county judge at an amount equal to or greater than 90 percent  
 25-55 of the salary, including supplements, of any district judge in  
 25-56 Galveston County. However, the salary may not be set at an amount  
 25-57 less than the salary paid the county judge on May 2, 1962.

25-58 SECTION 136. Section 158.008(e), Local Government Code, is  
 25-59 amended to read as follows:

25-60 (e) A member of the commissioners court of a county with a  
 25-61 population of 2.5 [~~two~~] million or more is not prohibited from being  
 25-62 appointed to the civil service commission.

25-63 SECTION 137. Section 161.001, Local Government Code, is  
 25-64 amended to read as follows:

25-65 Sec. 161.001. APPLICABILITY OF CHAPTER. This chapter  
 25-66 applies only to:

25-67 (1) a county that:

25-68 (A) contains a municipality that has a population  
 25-69 of 500,000 [~~800,000~~] or more;

26-1 (B) is located on the international border; and  
 26-2 (C) before September 1, 2009, had a county ethics  
 26-3 board appointed by the commissioners court;  
 26-4 (2) a county that:  
 26-5 (A) has a population of 425,000 or more;  
 26-6 (B) is adjacent to a county with a population of  
 26-7 3.3 million or more; and  
 26-8 (C) contains a portion of the San Jacinto River;  
 26-9 and  
 26-10 (3) a county that has a population of less than 50,000  
 26-11 [~~40,000~~] that is adjacent to a county with a population of more than  
 26-12 3.3 million.

26-13 SECTION 138. Section 170.002(a), Local Government Code, is  
 26-14 amended to read as follows:

26-15 (a) This section applies to a county that has a population  
 26-16 of less than 50,000 [~~40,000~~] that is adjacent to a county with a  
 26-17 population of more than 3.3 million.

26-18 SECTION 139. Section 180.003(a), Local Government Code, is  
 26-19 amended to read as follows:

26-20 (a) In a county with a population of 372,000 [~~312,000~~] to  
 26-21 400,000 [~~330,000~~], a sheriff, deputy, constable, or other peace  
 26-22 officer of the county or a municipality located in the county may  
 26-23 not be required to be on duty more than 48 hours a week unless the  
 26-24 peace officer is called on by a superior officer to serve during an  
 26-25 emergency as determined by the superior officer.

26-26 SECTION 140. Section 212.0146(a), Local Government Code, is  
 26-27 amended to read as follows:

26-28 (a) This section applies only to a replat of a subdivision  
 26-29 or a part of a subdivision located in a municipality or the  
 26-30 extraterritorial jurisdiction of a municipality with a population  
 26-31 of 1.4 [~~1.3~~] million or more.

26-32 SECTION 141. Section 212.151, Local Government Code, is  
 26-33 amended to read as follows:

26-34 Sec. 212.151. MUNICIPALITY COVERED BY SUBCHAPTER. This  
 26-35 subchapter applies only to a municipality:

26-36 (1) with a population of 1.5 million or more that  
 26-37 passes an ordinance that requires uniform application and  
 26-38 enforcement of this subchapter with regard to all property and  
 26-39 residents;

26-40 (2) with a population of less than 4,500 [~~4,000~~] that:  
 26-41 (A) is located in two counties, one of which has a  
 26-42 population greater than 45,000; and

26-43 (B) borders Lake Lyndon B. Johnson; or

26-44 (3) that does not have zoning ordinances and passes an  
 26-45 ordinance that requires uniform application and enforcement of this  
 26-46 subchapter with regard to all property and residents.

26-47 SECTION 142. Section 214.003(b-1), Local Government Code,  
 26-48 is amended to read as follows:

26-49 (b-1) This subsection applies only to a municipality wholly  
 26-50 or partly located in a county that is located along the  
 26-51 international border and contains [~~has~~] a municipality with a  
 26-52 population of 500,000 [~~300,000~~] or more. The court may appoint as  
 26-53 a receiver under Subsection (b) an individual without a  
 26-54 demonstrated record of rehabilitating properties if the  
 26-55 municipality demonstrates that:

26-56 (1) no individual with a demonstrated record of  
 26-57 rehabilitating properties is available; and

26-58 (2) the individual being appointed is competent and  
 26-59 able to fulfill the duties of a receiver.

26-60 SECTION 143. Section 214.161, Local Government Code, is  
 26-61 amended to read as follows:

26-62 Sec. 214.161. MUNICIPALITY COVERED BY SUBCHAPTER. This  
 26-63 subchapter applies only to a municipality with a population of more  
 26-64 than 1.18 million located primarily in a county with a population of  
 26-65 2.5 [~~2~~] million or more.

26-66 SECTION 144. Section 214.233(a), Local Government Code, is  
 26-67 amended to read as follows:

26-68 (a) A municipality located in a county with a population of  
 26-69 2.5 [~~two~~] million or more may adopt an ordinance requiring owners of

27-1 vacant buildings to register their buildings by filing a  
 27-2 registration form with a designated municipal official.

27-3 SECTION 145. Section 229.003(a), Local Government Code, is  
 27-4 amended to read as follows:

27-5 (a) This section applies only to a municipality located  
 27-6 wholly or partly in a county:

27-7 (1) with a population of one million [~~750,000~~] or  
 27-8 more;

27-9 (2) in which all or part of a municipality with a  
 27-10 population of one million or more is located; and

27-11 (3) that is located adjacent to a county with a  
 27-12 population of 2.5 [~~two~~] million or more.

27-13 SECTION 146. Section 232.045(a), Local Government Code, is  
 27-14 amended to read as follows:

27-15 (a) This section applies only to a county [~~with a population~~  
 27-16 ~~of more than 800,000~~] that is adjacent to an international border  
 27-17 and contains a municipality with a population of 500,000 or more.

27-18 SECTION 147. Section 232.151, Local Government Code, is  
 27-19 amended to read as follows:

27-20 Sec. 232.151. APPLICABILITY. This subchapter applies to a  
 27-21 county that:

27-22 (1) contains a municipality with [~~has~~] a population of  
 27-23 more than 500,000 [~~800,000~~];

27-24 (2) is adjacent to an international border; and

27-25 (3) contains more than 30,000 acres of lots that have  
 27-26 remained substantially undeveloped for more than 25 years after the  
 27-27 date the lots were platted.

27-28 SECTION 148. Section 234.032, Local Government Code, is  
 27-29 amended to read as follows:

27-30 Sec. 234.032. APPLICABILITY. This subchapter applies only  
 27-31 in the unincorporated area of a county [~~if the county~~]:

27-32 (1) in which [~~contains~~] two or more municipalities  
 27-33 with a population of 350,000 [~~250,000~~] or more are wholly or  
 27-34 primarily located;

27-35 (2) that is [~~a county~~] adjacent to a county described  
 27-36 by Subdivision (1); or

27-37 (3) that is [~~a county~~] adjacent to a county described  
 27-38 by Subdivision (2) and:

27-39 (A) has a population of not more than 55,000  
 27-40 [~~50,000~~] and contains a municipality with a population of at least  
 27-41 20,000; or

27-42 (B) in which [~~contains, wholly or partly,~~] two or  
 27-43 more municipalities with a population of 280,000 [~~250,000~~] or more  
 27-44 are partly located.

27-45 SECTION 149. Section 240.042(a), Local Government Code, is  
 27-46 amended to read as follows:

27-47 (a) The commissioners court of a county with a population of  
 27-48 2.1 [~~1.8~~] million or more by order may regulate the placement of  
 27-49 private water wells in the unincorporated area of the county to  
 27-50 prevent:

27-51 (1) the contamination of a well from an on-site sewage  
 27-52 disposal system;

27-53 (2) rendering an on-site sewage disposal system that  
 27-54 was in place before the well was drilled out of compliance with  
 27-55 applicable law because of the placement of the well; and

27-56 (3) drilling of a domestic well into a contaminated  
 27-57 groundwater plume or aquifer.

27-58 SECTION 150. Section 240.082(a), Local Government Code, is  
 27-59 amended to read as follows:

27-60 (a) This subchapter applies only to real property that is  
 27-61 located in the unincorporated area of a county with a population of  
 27-62 2.1 [~~1.8~~] million or more.

27-63 SECTION 151. Section 242.003(a), Local Government Code, is  
 27-64 amended to read as follows:

27-65 (a) This section applies only to:

27-66 (1) a county that is [~~having a population of more than~~  
 27-67 ~~800,000 and~~] located on the international border and contains a  
 27-68 municipality with a population of 500,000 or more; and

27-69 (2) a municipality that has extraterritorial

28-1 jurisdiction, as defined by Section 212.001, in the ~~[that]~~ county  
 28-2 described by Subdivision (1).

28-3 SECTION 152. Section 250.011(c), Local Government Code, as  
 28-4 added by Chapter 315 (H.B. 738), Acts of the 87th Legislature,  
 28-5 Regular Session, 2021, is amended to read as follows:

28-6 (c) Subsection (a) does not apply to:

28-7 (1) a municipality that has enacted an ordinance,  
 28-8 bylaw, order, building code, or rule requiring the installation of  
 28-9 a multipurpose residential fire protection sprinkler system or any  
 28-10 other fire protection sprinkler system in a new or existing one- or  
 28-11 two-family dwelling on or before January 1, 2009; or

28-12 (2) an emergency services district:

28-13 (A) that before February 1, 2013, has adopted a  
 28-14 fire code, fire code amendments, or other requirements in conflict  
 28-15 with Subsection (a); and

28-16 (B) whose territory is located:

28-17 (i) in or adjacent to a general law  
 28-18 municipality with a population of less than 4,000 that is served by  
 28-19 a water control and improvement district governed by Chapter 51,  
 28-20 Water Code; and

28-21 (ii) in a county that has a population of  
 28-22 more than 1.2 ~~[one]~~ million and is adjacent to a county with a  
 28-23 population of more than 600,000 ~~[420,000]~~.

28-24 SECTION 153. Section 253.001(1), Local Government Code, is  
 28-25 amended to read as follows:

28-26 (1) Subsection (b) does not apply to a conveyance of park  
 28-27 land owned by a home-rule municipality that:

28-28 (1) is located in a county with a population of more  
 28-29 than three million; and

28-30 (2) has a population of more than 33,000 ~~[25,000]~~ and  
 28-31 less than 35,000 ~~[33,000]~~.

28-32 SECTION 154. Section 253.013(a), Local Government Code, is  
 28-33 amended to read as follows:

28-34 (a) This section applies only to:

28-35 (1) a municipality with a population greater than  
 28-36 150,000 and less than 200,000 that is located in three counties; and

28-37 (2) a municipality with a population greater than  
 28-38 78,000 ~~[65,000]~~ and less than 88,000 ~~[90,000]~~ that is located in a  
 28-39 county in which part but not all of a military installation is  
 28-40 located.

28-41 SECTION 155. Section 263.007(e)(2), Local Government Code,  
 28-42 is amended to read as follows:

28-43 (2) The commissioners court of a county with a  
 28-44 population of 2.1 ~~[one]~~ million or more that contains two or more  
 28-45 municipalities with a population of 350,000 ~~[250,000]~~ or more may  
 28-46 lease real property owned or controlled by the county to a  
 28-47 for-profit entity to conduct health and human service activities  
 28-48 which the commissioners court finds to be in the public interest,  
 28-49 without using the sealed-bid or sealed-proposal process described  
 28-50 in Subsection (a) and without using any other competitive bidding  
 28-51 process which would otherwise be required by law.

28-52 SECTION 156. Section 263.1545(a), Local Government Code, is  
 28-53 amended to read as follows:

28-54 (a) This section applies only to surplus property that:

28-55 (1) is owned by a county with a population of more than  
 28-56 1.2 ~~[1]~~ million and less than 1.5 million;

28-57 (2) uses a high level of technology;

28-58 (3) was used or will be used in connection with or for  
 28-59 a highly specialized program; and

28-60 (4) was purchased by the county for more than  
 28-61 \$250,000.

28-62 SECTION 157. Section 270.005(a), Local Government Code, is  
 28-63 amended to read as follows:

28-64 (a) The commissioners court of a county with a population of  
 28-65 251,000 to 260,000 ~~[275,000]~~ may contract with the United States  
 28-66 government or a federal agency for:

28-67 (1) the joint construction or improvement of roads,  
 28-68 bridges, or other county improvements; or

28-69 (2) the maintenance of a project constructed under

29-1 this section.

29-2 SECTION 158. Section 272.001(h), Local Government Code, is  
29-3 amended to read as follows:

29-4 (h) A municipality, other than a municipality with a  
29-5 population of more than one million that is located primarily in a  
29-6 county with a population of 2.5 [~~two~~] million or more, owning land  
29-7 within 5,000 feet of where the shoreline of a lake would be if the  
29-8 lake were filled to its storage capacity may, without notice or the  
29-9 solicitation of bids, sell the land to the person leasing the land  
29-10 for the fair market value of the land as determined by a certified  
29-11 appraiser. While land described by this subsection is under lease,  
29-12 the municipality owning the land may not sell the land to any person  
29-13 other than the person leasing the land. To protect the public  
29-14 health, safety, or welfare and to ensure an adequate municipal  
29-15 water supply, property sold by the municipality under this  
29-16 subsection is not eligible for and the owner is not entitled to the  
29-17 exemption provided by Section 11.142(a), Water Code. The  
29-18 instrument conveying property under this subsection must include a  
29-19 provision stating that the exemption does not apply to the  
29-20 conveyance. In this subsection, "lake" means an inland body of  
29-21 standing water, including a reservoir formed by impounding the  
29-22 water of a river or creek but not including an impoundment of salt  
29-23 water or brackish water, that has a storage capacity of more than  
29-24 10,000 acre-feet.

29-25 SECTION 159. Section 292.023(a), Local Government Code, is  
29-26 amended to read as follows:

29-27 (a) This section applies only to a county with a population  
29-28 of:

- 29-29 (1) 32,800 [~~35,500~~] to 34,000 [~~36,000~~]; or  
29-30 (2) 98,000 [~~85,000~~] to 105,000 [~~86,500~~].

29-31 SECTION 160. Section 292.025(a), Local Government Code, is  
29-32 amended to read as follows:

29-33 (a) This section applies only to a county with a population  
29-34 of 35,850 [~~35,050~~] to 36,000 [~~35,090~~].

29-35 SECTION 161. Section 292.027(a), Local Government Code, is  
29-36 amended to read as follows:

29-37 (a) This section applies only to a county with a population  
29-38 of 57,900 [~~57,000~~] to 59,000.

29-39 SECTION 162. Section 292.031(a), Local Government Code, is  
29-40 amended to read as follows:

29-41 (a) This section applies only to a county with a population  
29-42 of less than 50,000 [~~40,000~~] that is adjacent to a county with a  
29-43 population of more than 3.3 million.

29-44 SECTION 163. The heading to Chapter 307, Local Government  
29-45 Code, is amended to read as follows:

29-46 CHAPTER 307. USE OF TIDELANDS FOR PARK PURPOSES: GULF COAST  
29-47 MUNICIPALITIES WITH POPULATION OF 50,000 [~~60,000~~] OR MORE

29-48 SECTION 164. Section 320.0455(a), Local Government Code, is  
29-49 amended to read as follows:

29-50 (a) This section applies only to a county with a population  
29-51 of:

- 29-52 (1) 2.8 million or more;  
29-53 (2) 800,000 [~~580,000~~] or more that is adjacent to a  
29-54 county with a population of 2.8 million or more; or  
29-55 (3) more than 550,000 [~~410,000~~] and less than 620,000  
29-56 [~~455,000~~].

29-57 SECTION 165. The heading to Chapter 322, Local Government  
29-58 Code, is amended to read as follows:

29-59 CHAPTER 322. JOINT PARKS BOARD AND PARK BONDS: ADJACENT COUNTIES  
29-60 WITH POPULATIONS OF 2.1 MILLION [~~350,000~~] OR MORE

29-61 SECTION 166. Section 322.001, Local Government Code, is  
29-62 amended to read as follows:

29-63 Sec. 322.001. ELIGIBLE COUNTIES. Two adjacent counties  
29-64 that each have a population of 2.1 [~~one~~] million or more may create  
29-65 a joint park board in accordance with this chapter for the purpose  
29-66 of providing one or more public parks for the two counties.

29-67 SECTION 167. Section 327.051, Local Government Code, is  
29-68 amended to read as follows:

29-69 Sec. 327.051. COUNTIES AUTHORIZED TO CREATE ZOO BOARD. The

30-1 commissioners court of a county with a population of more than 2.1  
 30-2 [~~1.5~~] million that is adjacent to a county with a population of more  
 30-3 than 2.1 [~~one~~] million by order may authorize the creation of a zoo  
 30-4 board under this chapter to establish, finance, and manage  
 30-5 facilities and services to provide conservation, education,  
 30-6 research, public recreation, and care relating to the study and  
 30-7 display of animals and other specimens in a public zoological park.

30-8 SECTION 168. Section 334.0082(a), Local Government Code, is  
 30-9 amended to read as follows:

30-10 (a) This section applies only to a municipality that:

30-11 (1) has a population of at least 250,000 [~~176,000~~]  
 30-12 that borders the Rio Grande, and that approved a sports and  
 30-13 community venue project before January 1, 2009; or

30-14 (2) is located in a county adjacent to the  
 30-15 Texas-Mexico border if:

30-16 (A) the county has a population of at least  
 30-17 500,000;

30-18 (B) the county does not have a city located  
 30-19 within it that has a population of at least 500,000; and

30-20 (C) the municipality is the largest municipality  
 30-21 in the county described by this subdivision.

30-22 SECTION 169. Section 334.103(c), Local Government Code, is  
 30-23 amended to read as follows:

30-24 (c) A county with a population of more than 2.5 [~~two~~]  
 30-25 million that is adjacent to a county with a population of more than  
 30-26 2.1 [~~one~~] million may impose the tax authorized by this subchapter  
 30-27 at a rate not to exceed six percent on the gross rental receipts  
 30-28 from the rental in the county of a motor vehicle.

30-29 SECTION 170. Section 334.1041(a), Local Government Code, is  
 30-30 amended to read as follows:

30-31 (a) This section applies only to a county with a population  
 30-32 of more than 2.5 [~~two~~] million that is adjacent to a county with a  
 30-33 population of more than 2.1 [~~one~~] million.

30-34 SECTION 171. Section 334.202(b-1), Local Government Code,  
 30-35 is amended to read as follows:

30-36 (b-1) A municipality with a population of more than 700,000  
 30-37 within a county with a population of more than 2.1 [~~one~~] million  
 30-38 adjacent to a county with a population of more than 2.5 [~~two~~]  
 30-39 million may impose the tax authorized by this subchapter at a rate  
 30-40 not to exceed \$5 for each motor vehicle.

30-41 SECTION 172. Section 334.2031(a), Local Government Code, is  
 30-42 amended to read as follows:

30-43 (a) This section applies only to a municipality with a  
 30-44 population of more than 700,000 within a county with a population of  
 30-45 more than 2.1 [~~one~~] million that is adjacent to a county with a  
 30-46 population of more than 2.5 [~~two~~] million.

30-47 SECTION 173. Section 334.2518(a), Local Government Code, is  
 30-48 amended to read as follows:

30-49 (a) This section applies only to a municipality that has a  
 30-50 population of more than 1.3 [~~1~~] million but less than 1.4 [~~1.3~~]  
 30-51 million.

30-52 SECTION 174. Section 334.254(c), Local Government Code, is  
 30-53 amended to read as follows:

30-54 (c) Except as provided by Subsection (d), a county with a  
 30-55 population of more than 2.5 [~~two~~] million that is adjacent to a  
 30-56 county with a population of more than 2.1 [~~one~~] million may impose  
 30-57 the tax authorized by this subchapter at any rate not to exceed  
 30-58 three percent of the price paid for a room in a hotel.

30-59 SECTION 175. Section 335.076(a), Local Government Code, is  
 30-60 amended to read as follows:

30-61 (a) This section applies only in relation to an approved  
 30-62 venue project constructed and operated under the authority of a  
 30-63 district in a county with a population of more than 2.5 [~~two~~]  
 30-64 million that is adjacent to a county with a population of more than  
 30-65 2.1 [~~one~~] million.

30-66 SECTION 176. Section 342.901(a), Local Government Code, is  
 30-67 amended to read as follows:

30-68 (a) This section applies to a general law municipality that:

30-69 (1) has a population of less than 4,000;

31-1 (2) is located in a county that:  
 31-2 (A) has a population of more than 1.2 [~~one~~]  
 31-3 million; and  
 31-4 (B) is adjacent to a county with a population of  
 31-5 more than 600,000 [~~420,000~~]; and  
 31-6 (3) is served by a district governed by Chapter 51,  
 31-7 Water Code.

31-8 SECTION 177. The heading to Subchapter B, Chapter 343,  
 31-9 Local Government Code, is amended to read as follows:

31-10 SUBCHAPTER B. PROVISIONS APPLICABLE TO MUNICIPALITIES WITH A  
 31-11 POPULATION OF MORE THAN 1.3 MILLION [~~850,000~~]

31-12 SECTION 178. Section 343.011, Local Government Code, is  
 31-13 amended to read as follows:

31-14 Sec. 343.011. APPLICATION. This subchapter applies only to  
 31-15 a municipality with a population of more than 1.3 million  
 31-16 [~~850,000~~].

31-17 SECTION 179. Section 344.051(a-1), Local Government Code,  
 31-18 is amended to read as follows:

31-19 (a-1) The governing body of a municipality may propose the  
 31-20 creation of a fire control, prevention, and emergency medical  
 31-21 services district under this chapter if the municipality:

31-22 (1) has a population of 5,000 or more and less than  
 31-23 25,000; and

31-24 (2) is located in a county with a population of one  
 31-25 million [~~750,000~~] or more:

31-26 (A) in which all or part of a municipality with a  
 31-27 population of one million or more is located; and

31-28 (B) that is adjacent to a county with a  
 31-29 population of 2.5 [~~two~~] million or more.

31-30 SECTION 180. Section 351.04155(a), Local Government Code,  
 31-31 is amended to read as follows:

31-32 (a) This section applies only to a county that:

31-33 (1) has a population of 2.1 [~~one~~] million or more;

31-34 (2) has two municipalities with a population of  
 31-35 250,000 [~~200,000~~] or more; and

31-36 (3) is adjacent to a county with a population of 2.1  
 31-37 [~~one~~] million or more.

31-38 SECTION 181. Section 351.901(b), Local Government Code, is  
 31-39 amended to read as follows:

31-40 (b) The commissioners court of a county by contract may  
 31-41 donate money to one or more crime stoppers or crime prevention  
 31-42 organizations for expenditure by the organizations to meet the  
 31-43 goals identified in Subsection (a). The total amount of all  
 31-44 donations made in a calendar year may not exceed:

31-45 (1) \$25,000; or

31-46 (2) \$100,000, for a county with a population of 1.2  
 31-47 [~~one~~] million or more.

31-48 SECTION 182. Section 361.042(a), Local Government Code, is  
 31-49 amended to read as follows:

31-50 (a) Instead of providing and maintaining its own jail, the  
 31-51 commissioners court of a county with a population of 120,000  
 31-52 [~~110,000~~] to 123,000 [~~113,000~~] may provide safe and suitable jail  
 31-53 facilities for the county by contracting for the facilities with  
 31-54 the governing body of the municipality that is the county seat of  
 31-55 the county.

31-56 SECTION 183. Section 362.005(a), Local Government Code, is  
 31-57 amended to read as follows:

31-58 (a) The sheriff's department of a county with a population  
 31-59 of at least 870,000 [~~700,000 but not more than 800,000~~] that borders  
 31-60 the Texas-Mexico border and the police department of the  
 31-61 municipality having the largest population in that county shall  
 31-62 jointly establish and operate the Texas Transnational Intelligence  
 31-63 Center as a central repository of real-time intelligence relating  
 31-64 to:

31-65 (1) autopsies in which the person's death is likely  
 31-66 connected to transnational criminal activity;

31-67 (2) criminal activity in the counties along the  
 31-68 Texas-Mexico border and certain other counties; and

31-69 (3) other transnational criminal activity in the

32-1 state.

32-2 SECTION 184. Section 371.001(a), Local Government Code, is  
32-3 amended to read as follows:

32-4 (a) The governing body of a municipality with a population  
32-5 of 1.3 million [~~900,000~~] or less may appropriate from its general  
32-6 fund an amount not to exceed one percent of the general fund budget  
32-7 for that year for the purpose of advertising the municipality and  
32-8 promoting its growth and development.

32-9 SECTION 185. (a) Section 372.0035(a), Local Government  
32-10 Code, as amended by Chapters 59 (S.B. 385), 60 (S.B. 642), 244 (H.B.  
32-11 1417), 994 (H.B. 1135), 995 (H.B. 1136), 997 (H.B. 1474), and 1271  
32-12 (S.B. 386), Acts of the 86th Legislature, Regular Session, 2019, is  
32-13 reenacted as Sections 372.0035(a) and (a-1), Local Government Code,  
32-14 and amended to read as follows:

32-15 (a) This section applies only to:

32-16 (1) a municipality that:

32-17 (A) has a population of more than 900,000  
32-18 [~~650,000~~] and less than two million;

32-19 (B) has a population of more than 325,000 and  
32-20 less than 625,000; [~~or~~]

32-21 (C) has a population of more than 197,000  
32-22 [~~180,000~~] and less than 200,500 [~~200,000~~];

32-23 (D) [~~(C)~~] has a population of more than 256,000  
32-24 [~~200,000~~] and less than 257,000 [~~225,000~~];

32-25 (E) [~~(C)~~] has a population of more than 20,000  
32-26 and is wholly located in a county with a population of more than  
32-27 62,000 [~~55,000~~] and less than 68,000 [~~65,000~~];

32-28 (F) [~~(C)~~] has a population of more than 200,000  
32-29 [~~115,000~~] and borders Lake Lewisville;

32-30 (G) [~~(C)~~] has a population of more than 138,000  
32-31 [~~105,000~~] and is wholly located in a county with a population of

32-32 less than 265,000 [~~250,000~~]; or  
32-33 (H) [~~(C)~~] has a population of more than 130,000

32-34 [~~100,000~~] and less than 140,000 [~~125,000~~] and is wholly located in a  
32-35 county with a population of more than 900,000 [~~650,000~~]; and

32-36 (2) a public improvement district established under  
32-37 this subchapter and solely composed of territory in which the only  
32-38 businesses are:

32-39 (A) hotels with 100 or more rooms ordinarily used  
32-40 for sleeping, if the district is established by a municipality  
32-41 described by Subdivision (1)(A); [~~or~~]

32-42 (B) hotels with 75 or more rooms ordinarily used  
32-43 for sleeping, if the district is established by a municipality  
32-44 described by Subdivision (1)(B), (D), (E), (F), (G), or (H) [~~(C)~~];  
32-45 or

32-46 (C) hotels with 10 or more rooms ordinarily used  
32-47 for sleeping, if the district is established by a municipality  
32-48 described by Subdivision (1)(C).

32-49 (a-1) This section applies only to a public improvement  
32-50 district established by a municipality under this subchapter and  
32-51 solely composed of territory in which the only businesses are one or  
32-52 more hotels.

32-53 (b) Section 372.0035(e), Local Government Code, as added by  
32-54 Chapter 997 (H.B. 1474), Acts of the 86th Legislature, Regular  
32-55 Session, 2019, is redesignated as Section 372.0035(e-1), Local  
32-56 Government Code, to read as follows:

32-57 (e-1) [~~(e)~~] A municipality may undertake a project under  
32-58 this section only for a purpose described by Section  
32-59 372.003(b)(13).

32-60 (c) The following provisions are repealed as duplicative of  
32-61 Section 372.0035(e), Local Government Code, as added by Chapter 997  
32-62 (H.B. 1474), Acts of the 86th Legislature, Regular Session, 2019:

32-63 (1) Section 372.0035(e), Local Government Code, as  
32-64 added by Chapter 59 (S.B. 385), Acts of the 86th Legislature,  
32-65 Regular Session, 2019; and

32-66 (2) Section 372.0035(e), Local Government Code, as  
32-67 added by Chapter 1271 (S.B. 386), Acts of the 86th Legislature,  
32-68 Regular Session, 2019.

32-69 (d) Section 372.005(b-1), Local Government Code, is amended



33-1 to read as follows:

33-2 (b-1) Notwithstanding Subsection (b), a petition for the  
33-3 establishment of a public improvement district described by Section  
33-4 372.0035(a) or (a-1) is sufficient only if signed by record owners  
33-5 of taxable real property liable for assessment under the proposal  
33-6 who constitute:

33-7 (1) more than 60 percent of the appraised value of  
33-8 taxable real property liable for assessment under the proposal, as  
33-9 determined by the current roll of the appraisal district in which  
33-10 the property is located; and

33-11 (2) more than 60 percent of:

33-12 (A) all record owners of taxable real property  
33-13 that are liable for assessment under the proposal; or

33-14 (B) the area of all taxable real property that is  
33-15 liable for assessment under the proposal.

33-16 SECTION 186. Section 372.151, Local Government Code, is  
33-17 amended to read as follows:

33-18 Sec. 372.151. APPLICABILITY. This subchapter applies only  
33-19 to a county that:

33-20 (1) does not wholly contain a [~~contains no~~]  
33-21 municipality with a population of more than 50,000; and

33-22 (2) is adjacent to at least two counties, each with a  
33-23 population of more than 2.1 [~~one~~] million.

33-24 SECTION 187. Section 373A.003(a), Local Government Code, is  
33-25 amended to read as follows:

33-26 (a) This chapter applies to a municipality with a population  
33-27 of more than 950,000 [~~750,000~~] that is located in a uniform state  
33-28 service region with fewer than 940,000 [~~550,000~~] occupied housing  
33-29 units as determined by the most recent United States decennial  
33-30 census.

33-31 SECTION 188. Section 377.051(e), Local Government Code, is  
33-32 amended to read as follows:

33-33 (e) Notwithstanding Subsection (d), a person may qualify to  
33-34 serve as a director of a district if the person resides in the  
33-35 independent school district that serves the majority of the  
33-36 district and the district is located in a municipality:

33-37 (1) with a population of more than 5,000 and less than  
33-38 6,000 and that is located wholly in a county with a population of  
33-39 more than 20,000 and less than 25,000 and that borders the Brazos  
33-40 River; or

33-41 (2) with a population of more than 1,450 [~~1,488~~] and  
33-42 less than 2,500 and that is located wholly in a county with a  
33-43 population of more than 20,000 and less than 30,000 that borders the  
33-44 Neches River and the Trinity River.

33-45 SECTION 189. Section 381.001(c), Local Government Code, is  
33-46 amended to read as follows:

33-47 (c) In a county with a population of 15,800 [~~14,600~~] to  
33-48 16,800 [~~14,800~~], or 16,950 [~~16,615~~] to 17,400 [~~16,715~~], or 18,600  
33-49 [~~17,800~~] to 19,000 [~~18,000~~], or 24,600 to 24,800, a person  
33-50 appointed to the commission also must be serving or must have served  
33-51 on an industrial foundation committee, commissioners court,  
33-52 municipality's governing body, or school board. In addition, in  
33-53 those counties information obtained by the commission shall be  
33-54 available to the commissioners court.

33-55 SECTION 190. Section 382.002, Local Government Code, is  
33-56 amended to read as follows:

33-57 Sec. 382.002. APPLICABILITY. This chapter applies only  
33-58 to:

33-59 (1) a county with a population of 1.5 million or more,  
33-60 other than a county that:

33-61 (A) borders on the Gulf of Mexico or a bay or  
33-62 inlet of the gulf; or

33-63 (B) has two municipalities located wholly or  
33-64 partly in its boundaries each having a population of 225,000 or  
33-65 more; or

33-66 (2) a county with a population of 70,000 or more that  
33-67 is adjacent to a county described by Subdivision (1) in which a  
33-68 municipality with a population of 90,000 [~~35,000~~] or more is  
33-69 primarily situated and includes all or a part of the

34-1 extraterritorial jurisdiction of a municipality with a population  
34-2 of 1.1 million or more.

34-3 SECTION 191. Section 387.0031(a), Local Government Code, is  
34-4 amended to read as follows:

34-5 (a) This section applies only to a district created by a  
34-6 county with a population of more than 800,000 [~~580,000~~] that  
34-7 borders a county with a population of more than four million.

34-8 SECTION 192. Section 392.0131(a), Local Government Code, is  
34-9 amended to read as follows:

34-10 (a) This section applies only to the merger of housing  
34-11 authorities operating in:

34-12 (1) a county that [~~has a population of 800,000 or more~~  
34-13 ~~and~~] is located on the international border and contains a  
34-14 municipality with a population of 500,000 or more; and

34-15 (2) a municipality that has a population of more than  
34-16 600,000 and less than 700,000 and is located in a county described  
34-17 by Subdivision (1).

34-18 SECTION 193. Sections 397.005(b) and (c), Local Government  
34-19 Code, are amended to read as follows:

34-20 (b) This subsection applies only to a defense community that  
34-21 includes a municipality with a population of more than 125,000  
34-22 [~~110,000~~] located primarily in a county with a population of less  
34-23 than 145,000 [~~135,000~~] and that has not adopted airport zoning  
34-24 regulations under Chapter 241. A defense community that proposes  
34-25 to adopt or amend an ordinance, rule, or plan in an area located  
34-26 within eight miles of the boundary line of a military base or  
34-27 defense facility shall notify the base or facility authorities  
34-28 concerning the compatibility of the proposed ordinance, rule, or  
34-29 plan with base operations.

34-30 (c) A defense community that proposes to adopt or amend an  
34-31 ordinance, rule, or plan that would be applicable in a controlled  
34-32 compatible land use area as defined by Section 241.003 and that may  
34-33 impact base operations shall notify the base or facility  
34-34 authorities concerning the compatibility of the proposed  
34-35 ordinance, rule, or plan with base operations. This subsection  
34-36 applies only to a defense community that has not adopted airport  
34-37 zoning regulations under Chapter 241 and that:

34-38 (1) is a county with a population of more than 1.5  
34-39 million that contains a municipality in which at least 70 [~~75~~]  
34-40 percent of the county's population resides;

34-41 (2) is a county with a population of 170,000 [~~130,000~~]  
34-42 or more that is adjacent to a county described by Subdivision (1);

34-43 (3) is located in a county described by Subdivision  
34-44 (1) or (2); or

34-45 (4) is or includes a municipality that is located in a  
34-46 county with a population of more than 100,000 and less than 130,000  
34-47 that borders the Red River.

34-48 SECTION 194. Sections 397.006(a) and (c), Local Government  
34-49 Code, are amended to read as follows:

34-50 (a) Subsection (b) applies only to a defense community that  
34-51 includes a municipality with a population of more than 125,000  
34-52 [~~110,000~~] located primarily in a county with a population of less  
34-53 than 145,000 [~~135,000~~] and that has not adopted airport zoning  
34-54 regulations under Chapter 241.

34-55 (c) On receipt of an application for a permit as defined by  
34-56 Section 245.001 for a proposed structure that would be located in a  
34-57 controlled compatible land use area as defined by Section 241.003  
34-58 and may impact base operations, a defense community shall notify  
34-59 the base or facility authorities concerning the compatibility of  
34-60 the proposed structure with base operations. This subsection  
34-61 applies only to a defense community that has not adopted airport  
34-62 zoning regulations under Chapter 241 and that:

34-63 (1) is a county with a population of more than 1.5  
34-64 million that contains a municipality in which at least 70 [~~75~~]  
34-65 percent of the county's population resides;

34-66 (2) is a county with a population of 170,000 [~~130,000~~]  
34-67 or more that is adjacent to a county described by Subdivision (1);

34-68 (3) is located in a county described by Subdivision  
34-69 (1) or (2); or

35-1 (4) is or includes a municipality that is located in a  
 35-2 county with a population of more than 100,000 and less than 130,000  
 35-3 that borders the Red River.

35-4 SECTION 195. Section 504.002, Local Government Code, is  
 35-5 amended to read as follows:

35-6 Sec. 504.002. APPLICABILITY OF CHAPTER. This chapter  
 35-7 applies only to a municipality that:

35-8 (1) is located in a county that has a population of  
 35-9 500,000 or less; or

35-10 (2) has a population of less than 50,000 and:

35-11 (A) is located in two or more counties, one of  
 35-12 which has a population of 500,000 or more;

35-13 (B) is located within the territorial limits of,  
 35-14 but has not elected to become a part of, a metropolitan rapid  
 35-15 transit authority:

35-16 (i) the principal municipality of which has  
 35-17 a population of less than 1.9 million; and

35-18 (ii) that was created before January 1,  
 35-19 1980, under Chapter 141, Acts of the 63rd Legislature, Regular  
 35-20 Session, 1973, and is operating under Chapter 451, Transportation  
 35-21 Code; or

35-22 (C) is located within the territorial limits of,  
 35-23 but has not elected to become a part of, a regional transportation  
 35-24 authority:

35-25 (i) the principal municipality of which has  
 35-26 a population of more than 1.3 million [~~750,000~~]; and

35-27 (ii) that was created under Chapter 683,  
 35-28 Acts of the 66th Legislature, Regular Session, 1979, or Chapter  
 35-29 452, Transportation Code, and is operating under Chapter 452,  
 35-30 Transportation Code.

35-31 SECTION 196. Section 505.157(a), Local Government Code, is  
 35-32 amended to read as follows:

35-33 (a) In this section, "landlocked community" means a  
 35-34 municipality that:

35-35 (1) is wholly or partly located in a county with a  
 35-36 population of 2.5 [~~two~~] million or more; and

35-37 (2) has within its municipal limits and  
 35-38 extraterritorial jurisdiction less than 100 acres that can be used  
 35-39 for the development of manufacturing or industrial facilities in  
 35-40 accordance with the municipality's zoning laws or land use  
 35-41 restrictions.

35-42 SECTION 197. Section 552.024(b), Local Government Code, is  
 35-43 amended to read as follows:

35-44 (b) This section applies only to a home-rule municipality  
 35-45 that:

35-46 (1) has a population of at least 99,000 and not more  
 35-47 than 160,000;

35-48 (2) is located in two counties, only one of which has a  
 35-49 population of at least 150,000 [~~132,000~~] and not more than 170,000;  
 35-50 and

35-51 (3) owns and operates a water system, sewer system, or  
 35-52 combined system.

35-53 SECTION 198. Section 552.044(1), Local Government Code, is  
 35-54 amended to read as follows:

35-55 (1)(A) "Benefitted property" means an improved lot or  
 35-56 tract to which drainage service is made available under this  
 35-57 subchapter.

35-58 (B) "Benefitted property," in a municipality  
 35-59 with a population of more than 1.18 million located primarily in a  
 35-60 county with a population of 2.5 [~~2~~] million or more which is  
 35-61 operating a drainage utility system under this chapter, means a lot  
 35-62 or tract, but does not include land appraised for agricultural use,  
 35-63 to which drainage service is made available under this subchapter  
 35-64 and which discharges into a creek, river, slough, culvert, or other  
 35-65 channel that is part of the municipality's drainage utility  
 35-66 system. Sections 552.053(c)(2) and (c)(3) do not apply to a  
 35-67 municipality described in this subdivision.

35-68 SECTION 199. Section 552.913(a), Local Government Code, is  
 35-69 amended to read as follows:

36-1 (a) This section applies only to a home-rule municipality  
 36-2 that:  
 36-3 (1) has a population of more than 100,000;  
 36-4 (2) owns and operates an electric utility that is a  
 36-5 member of a municipal power agency; and  
 36-6 (3) is located in a county adjacent to a county with a  
 36-7 population of more than 2.5 [~~two~~] million.

36-8 SECTION 200. Section 562.016, Local Government Code, is  
 36-9 amended to read as follows:

36-10 Sec. 562.016. COUNTY WATER AND SEWER SYSTEM. (a) A county  
 36-11 may acquire, own, finance, operate, or contract for the operation  
 36-12 of, a water or sewer utility system to serve an unincorporated area  
 36-13 of the county in the same manner and under the same regulations as a  
 36-14 municipality under Chapter 552. The county must comply with all  
 36-15 provisions of Chapter 13, Water Code, that apply to a municipality.  
 36-16 However, a county with a population of 2.5 [~~two~~] million or more and  
 36-17 any adjoining county may, with the municipality's approval, serve  
 36-18 an area within a municipality.

36-19 (b) To finance the water or sewer utility system, a county  
 36-20 may issue bonds payable solely from the revenue generated by the  
 36-21 water or sewer utility system. A bond issued under this section is  
 36-22 not a debt of the county but is only a charge on the revenues pledged  
 36-23 and is not considered in determining the ability of the county to  
 36-24 issue bonds for any other purpose authorized by law. This  
 36-25 subsection does not authorize the issuance of general obligation  
 36-26 bonds payable from ad valorem taxes to finance a water or sewer  
 36-27 utility system. However, a county with a population of 2.5 [~~two~~]  
 36-28 million or more and any adjoining county may issue general  
 36-29 obligation bonds with the approval of qualified voters.

36-30 (c) A county may acquire any interest in property necessary  
 36-31 to operate a system authorized by this section through any means  
 36-32 available to the county, including eminent domain. A county may  
 36-33 not use eminent domain under this subsection to acquire property in  
 36-34 a municipality. Provided, however, a county with a population of  
 36-35 2.5 [~~two~~] million or more and any adjoining county may, with the  
 36-36 municipality's approval, use the power of eminent domain under this  
 36-37 subsection to acquire property within a municipality.

36-38 SECTION 201. Section 615.002(a), Local Government Code, is  
 36-39 amended to read as follows:

36-40 (a) This section applies to a county with a population of:

- 36-41 (1) 14,800 [~~14,050~~] to 15,000 [~~14,250~~];
- 36-42 (2) 19,900 [~~19,700~~] to 20,000 [~~19,800~~];
- 36-43 (3) 21,300 [~~21,850~~] to 21,500 [~~22,000~~];
- 36-44 (4) 57,800 [~~54,000~~] to 57,900 [~~54,500~~];
- 36-45 (5) 36,000 [~~36,500~~] to 36,500 [~~36,800~~]; or
- 36-46 (6) 234,000 or more.

36-47 SECTION 202. Section 615.011(b), Local Government Code, is  
 36-48 amended to read as follows:

36-49 (b) A county with a population of 44,500 [~~41,500~~] to 45,500  
 36-50 [~~42,500~~] may authorize the use of county equipment, machinery, and  
 36-51 employees to construct, establish, and maintain a public airstrip  
 36-52 in the county.

36-53 SECTION 203. Section 61.018(a-1), Natural Resources Code,  
 36-54 is amended to read as follows:

36-55 (a-1) A county attorney, district attorney, or criminal  
 36-56 district attorney or the attorney general may not file a suit under  
 36-57 Subsection (a) to obtain a temporary or permanent court order or  
 36-58 injunction, either prohibitory or mandatory, to remove a house from  
 36-59 a public beach if:

- 36-60 (1) the line of vegetation establishing the boundary  
 36-61 of the public beach moved as a result of a meteorological event that  
 36-62 occurred before January 1, 2009;
- 36-63 (2) the house was located landward of the natural line  
 36-64 of vegetation before the meteorological event;
- 36-65 (3) a portion of the house continues to be located  
 36-66 landward of the line of vegetation; and
- 36-67 (4) the house is located on a peninsula in a county  
 36-68 with a population of more than 315,000 [~~285,000~~] and less than  
 36-69 351,000 [~~300,000~~] that borders the Gulf of Mexico.

37-1 SECTION 204. Section 162.001(c-4), Occupations Code, is  
 37-2 amended to read as follows:

37-3 (c-4) The board shall certify a health organization to  
 37-4 contract with or employ physicians licensed by the board if the  
 37-5 organization:

37-6 (1) is a hospital district:

37-7 (A) recognized by a federal agency as a public  
 37-8 entity eligible to receive a grant related to a community or  
 37-9 federally qualified health center described by Subdivision (2); and

37-10 (B) created in a county with a population of more  
 37-11 than 1.2 million [~~800,000~~] that was not included in the boundaries  
 37-12 of a hospital district before September 1, 2003; and

37-13 (2) is organized and operated as:

37-14 (A) a migrant, community, or homeless health  
 37-15 center under the authority of and in compliance with 42 U.S.C.  
 37-16 Section 254b or 254c; or

37-17 (B) a federally qualified health center under 42  
 37-18 U.S.C. Section 1396d(1)(2)(B).

37-19 SECTION 205. Section 2026.011, Occupations Code, is amended  
 37-20 to read as follows:

37-21 Sec. 2026.011. AUTOMOBILE RACING FACILITY PROHIBITED NEAR  
 37-22 RACETRACK IN CERTAIN COUNTIES. An automobile racing facility may  
 37-23 not be located within 10,000 feet of a horse or greyhound racetrack  
 37-24 that is located in a county with a population of 2.1 [~~1.8~~] million  
 37-25 or more.

37-26 SECTION 206. Section 2301.6521(a), Occupations Code, is  
 37-27 amended to read as follows:

37-28 (a) In this section, "affected county" means:

37-29 (1) a county with a population of 1.2 [~~one~~] million or  
 37-30 more; or

37-31 (2) a county with a population of 800,000 [~~500,000~~] or  
 37-32 more but less than 1.1 [~~one~~] million that is adjacent to a county  
 37-33 with a population of 1.2 [~~one~~] million or more.

37-34 SECTION 207. Section 2308.209(b), Occupations Code, is  
 37-35 amended to read as follows:

37-36 (b) This section applies only to the unincorporated area of  
 37-37 a county:

37-38 (1) with a population of 450,000 or more that is  
 37-39 adjacent to a county with a population of 3.3 million or more;

37-40 (2) with a population of less than 9,000 [~~10,000~~] that  
 37-41 is located in a national forest; or

37-42 (3) adjacent to a county described by Subdivision (2)  
 37-43 that has a population of less than 75,000.

37-44 SECTION 208. Section 61.021(c), Parks and Wildlife Code, is  
 37-45 amended to read as follows:

37-46 (c) Subsection (b) applies only to hunting on land that is:

37-47 (1) owned or leased by the Kickapoo Traditional Tribe  
 37-48 of Texas; and

37-49 (2) located in a county that:

37-50 (A) borders the United Mexican States and has a  
 37-51 population of more than 50,000 but less than 70,000; or

37-52 (B) is adjacent to a county described by  
 37-53 Paragraph (A) and has a population of less than 8,000 [~~9,000~~].

37-54 SECTION 209. Section 5.0622(a), Property Code, is amended  
 37-55 to read as follows:

37-56 (a) This section applies only to a county with a population  
 37-57 of less than 100,000 that is located in a metropolitan statistical  
 37-58 area as defined by the federal Office of Management and Budget:

37-59 (1) with a population of more than 1.5 million; and

37-60 (2) adjacent to a different metropolitan statistical  
 37-61 area as defined by the federal Office of Management and Budget with  
 37-62 a population of more than 2.5 [~~2~~] million.

37-63 SECTION 210. Section 201.001(a), Property Code, is amended  
 37-64 to read as follows:

37-65 (a) This chapter applies to a residential real estate  
 37-66 subdivision that is located in whole or in part:

37-67 (1) within a city that has a population of more than  
 37-68 100,000, or within the extraterritorial jurisdiction of such a  
 37-69 city;

38-1 (2) in the unincorporated area of:  
 38-2 (A) a county having a population of 3.3 million  
 38-3 or more; or  
 38-4 (B) a county having a population of 50,000  
 38-5 [~~40,000~~] or more that is adjacent to a county having a population of  
 38-6 3.3 million or more; or  
 38-7 (3) in the incorporated area of a county having a  
 38-8 population of 50,000 [~~40,000~~] or more that is adjacent to a county  
 38-9 having a population of 3.3 million or more.  
 38-10 SECTION 211. Section 204.002(a), Property Code, is amended  
 38-11 to read as follows:  
 38-12 (a) This chapter applies only to a residential real estate  
 38-13 subdivision, excluding a condominium development governed by Title  
 38-14 7[~~, Property Code,~~] that is located in whole or in part:  
 38-15 (1) in a county with a population of 3.3 million or  
 38-16 more;  
 38-17 (2) in a county with a population of not less than  
 38-18 315,000 [~~285,000~~] and not more than 351,000 [~~300,000~~] that is  
 38-19 adjacent to the Gulf of Mexico and that is adjacent to a county  
 38-20 having a population of 3.3 million or more; or  
 38-21 (3) in a county with a population of 275,000 or more  
 38-22 that:  
 38-23 (A) is adjacent to a county with a population of  
 38-24 3.3 million or more; and  
 38-25 (B) contains part of a national forest.  
 38-26 SECTION 212. Section 210.002, Property Code, is amended to  
 38-27 read as follows:  
 38-28 Sec. 210.002. APPLICABILITY OF CHAPTER. This chapter  
 38-29 applies to a residential real estate subdivision that is located in  
 38-30 a county with a population of:  
 38-31 (1) more than 200,000 and less than 233,500 [~~220,000~~];  
 38-32 or  
 38-33 (2) more than 45,000 and less than 85,000 [~~80,000~~]  
 38-34 that is adjacent to a county with a population of more than 200,000  
 38-35 and less than 233,500 [~~220,000~~].  
 38-36 SECTION 213. Section 211.001(4), Property Code, is amended  
 38-37 to read as follows:  
 38-38 (4) "Residential real estate subdivision" or  
 38-39 "subdivision" means all land encompassed within one or more maps or  
 38-40 plats of land that is divided into two or more parts if:  
 38-41 (A) the maps or plats cover land all or part of  
 38-42 which is not located within a municipality and:  
 38-43 (i) for a county with a population of less  
 38-44 than 65,000, is not located within the extraterritorial  
 38-45 jurisdiction of a municipality;  
 38-46 (ii) for a county with a population of at  
 38-47 least 65,000 and less than 135,000, is located wholly within the  
 38-48 extraterritorial jurisdiction of a municipality; or  
 38-49 (iii) for a county that borders Lake  
 38-50 Buchanan and has a population of at least 21,000 [~~18,500~~] and less  
 38-51 than 22,000 [~~19,500~~], is located wholly within the extraterritorial  
 38-52 jurisdiction of a municipality;  
 38-53 (B) the land encompassed within the maps or plats  
 38-54 is or was burdened by restrictions limiting all or at least a  
 38-55 majority of the land area covered by the map or plat, excluding  
 38-56 streets and public areas, to residential use only; and  
 38-57 (C) all instruments creating the restrictions  
 38-58 are recorded in the deed or real property records of a county.  
 38-59 SECTION 214. Section 211.002(a), Property Code, is amended  
 38-60 to read as follows:  
 38-61 (a) This chapter applies only to a residential real estate  
 38-62 subdivision or any unit or parcel of a subdivision:  
 38-63 (1) all or part of which is located within an  
 38-64 unincorporated area of a county if the county has a population of  
 38-65 less than 65,000;  
 38-66 (2) all of which is located within the  
 38-67 extraterritorial jurisdiction of a municipality located in a county  
 38-68 that has a population of at least 65,000 and less than 135,000;  
 38-69 (3) all of which is located within the

39-1 extraterritorial jurisdiction of a municipality located in a county  
 39-2 that borders Lake Buchanan and has a population of at least 21,000  
 39-3 [~~18,500~~] and less than 22,000 [~~19,500~~]; or

39-4 (4) all or part of which is located within a county  
 39-5 that borders Lake Livingston and has a population of less than  
 39-6 55,000 [~~50,000~~].

39-7 SECTION 215. Section 6.41(b-2), Tax Code, is amended to  
 39-8 read as follows:

39-9 (b-2) An appraisal district board of directors for a  
 39-10 district established in a county with a population of 1.2 [~~one~~]  
 39-11 million or more by resolution of a majority of the board's members  
 39-12 shall increase the size of the district's appraisal review board to  
 39-13 the number of members the board of directors considers appropriate  
 39-14 to manage the duties of the appraisal review board, including the  
 39-15 duties of each special panel established under Section 6.425.

39-16 SECTION 216. Section 11.18(p), Tax Code, is amended to read  
 39-17 as follows:

39-18 (p) The exemption authorized by Subsection (d)(23) applies  
 39-19 only to property that:

39-20 (1) is owned by a charitable organization that has  
 39-21 been in existence for at least:

39-22 (A) 20 years if the property is located in a  
 39-23 county described by Subdivision (4)(A); or

39-24 (B) two years if the property is located in a  
 39-25 municipality described by Subdivision (4)(B);

39-26 (2) is located on a tract of land that:

39-27 (A) is at least 15 acres in size; and

39-28 (B) was either:

39-29 (i) owned by the organization on July 1,  
 39-30 2021; or

39-31 (ii) acquired by donation and owned by the  
 39-32 organization on January 1, 2023;

39-33 (3) is used to provide permanent housing and related  
 39-34 services to individuals described by that subsection; and

39-35 (4) is located in:

39-36 (A) a county with a population of more than 1.2  
 39-37 [~~one~~] million and less than 1.5 million; or

39-38 (B) a municipality with a population of more than  
 39-39 100,000 and less than 150,000 at least part of which is located in a  
 39-40 county with a population of less than 5,500 [~~5,000~~].

39-41 SECTION 217. Sections 11.1825(s) and (v), Tax Code, are  
 39-42 amended to read as follows:

39-43 (s) Unless otherwise provided by the governing body of a  
 39-44 taxing unit any part of which is located in a county with a  
 39-45 population of at least 2.1 [~~1.8~~] million under Subsection (x), for  
 39-46 property described by Subsection (f)(1), the amount of the  
 39-47 exemption under this section from taxation is 50 percent of the  
 39-48 appraised value of the property.

39-49 (v) Notwithstanding any other provision of this section, an  
 39-50 organization may not receive an exemption from taxation of property  
 39-51 described by Subsection (f)(1) by a taxing unit any part of which is  
 39-52 located in a county with a population of at least 2.1 [~~1.8~~] million  
 39-53 unless the exemption is approved by the governing body of the taxing  
 39-54 unit in the manner provided by law for official action.

39-55 SECTION 218. Section 11.315(b), Tax Code, is amended to  
 39-56 read as follows:

39-57 (b) A person is entitled to an exemption from taxation by a  
 39-58 taxing unit of an energy storage system owned by the person if:

39-59 (1) the exemption is adopted by the governing body of  
 39-60 the taxing unit in the manner provided by law for official action by  
 39-61 the governing body; and

39-62 (2) the energy storage system:

39-63 (A) is used, constructed, acquired, or installed  
 39-64 wholly or partly to meet or exceed 40 C.F.R. Section 50.11 or any  
 39-65 other rules or regulations adopted by any environmental protection  
 39-66 agency of the United States, this state, or a political subdivision  
 39-67 of this state for the prevention, monitoring, control, or reduction  
 39-68 of air pollution;

39-69 (B) is located in:

40-1 (i) an area designated as a nonattainment  
 40-2 area within the meaning of Section 107(d) of the federal Clean Air  
 40-3 Act (42 U.S.C. Section 7407); and

40-4 (ii) a municipality with a population of at  
 40-5 least 150,000 [~~100,000~~] adjacent to a municipality with a  
 40-6 population of more than two million;

40-7 (C) has a capacity of at least 10 megawatts; and

40-8 (D) is installed on or after January 1, 2014.

40-9 SECTION 219. Section 31.03(d), Tax Code, is amended to read  
 40-10 as follows:

40-11 (d) This subsection applies only to a taxing unit located in  
 40-12 a county having a population of not less than 315,000 [~~285,000~~] and  
 40-13 not more than 351,000 [~~300,000~~] that borders a county having a  
 40-14 population of 3.3 million or more and the Gulf of Mexico. The  
 40-15 governing body of a taxing unit that has its taxes collected by  
 40-16 another taxing unit that has adopted the split-payment option under  
 40-17 Subsection (a) may provide, in the manner required by law for  
 40-18 official action by the body, that the split-payment option does not  
 40-19 apply to the taxing unit's taxes collected by the other taxing unit.

40-20 SECTION 220. Sections 31.11(a) and (i), Tax Code, are  
 40-21 amended to read as follows:

40-22 (a) If a taxpayer applies to the tax collector of a taxing  
 40-23 unit for a refund of an overpayment or erroneous payment of taxes,  
 40-24 the collector for the unit determines that the payment was  
 40-25 erroneous or excessive, and the auditor for the unit agrees with the  
 40-26 collector's determination, the collector shall refund the amount of  
 40-27 the excessive or erroneous payment from available current tax  
 40-28 collections or from funds appropriated by the unit for making  
 40-29 refunds. However, the collector may not make the refund unless:

40-30 (1) in the case of a collector who collects taxes for  
 40-31 one taxing unit, the governing body of the taxing unit also  
 40-32 determines that the payment was erroneous or excessive and approves  
 40-33 the refund if the amount of the refund exceeds:

40-34 (A) \$5,000 for a refund to be paid by a county  
 40-35 with a population of 2.5 [~~two~~] million or more; or

40-36 (B) \$500 for a refund to be paid by any other  
 40-37 taxing unit; or

40-38 (2) in the case of a collector who collects taxes for  
 40-39 more than one taxing unit, the governing body of the taxing unit  
 40-40 that employs the collector also determines that the payment was  
 40-41 erroneous or excessive and approves the refund if the amount of the  
 40-42 refund exceeds:

40-43 (A) \$5,000 for a refund to be paid by a county  
 40-44 with a population of 2.5 [~~two~~] million or more; or

40-45 (B) \$2,500 for a refund to be paid by any other  
 40-46 taxing unit.

40-47 (i) Notwithstanding the other provisions of this section,  
 40-48 in the case of an overpayment or erroneous payment of taxes  
 40-49 submitted by a taxpayer to a collector who collects taxes for one or  
 40-50 more taxing units one of which is a county with a population of 2.5  
 40-51 [~~two~~] million or more:

40-52 (1) a taxpayer is not required to apply to the  
 40-53 collector for the refund to be entitled to receive the refund if the  
 40-54 amount of the refund is at least \$5 but does not exceed \$5,000; and

40-55 (2) the collector is not required to comply with  
 40-56 Subsection (g) unless the amount of the payment exceeds by more than  
 40-57 \$5,000 the amount of taxes owed for a tax year to a taxing unit for  
 40-58 which the collector collects taxes.

40-59 SECTION 221. Section 156.2512(c)(1), Tax Code, is amended  
 40-60 to read as follows:

40-61 (1) "Eligible barrier island coastal municipality"  
 40-62 means a municipality:

40-63 (A) that borders on the Gulf of Mexico;

40-64 (B) that is located wholly or partly on a barrier  
 40-65 island; and

40-66 (C) that:

40-67 (i) includes an institution of higher  
 40-68 education that is part of the Texas Coastal Ocean Observation  
 40-69 Network under Section 33.065, Natural Resources Code;



41-1 (ii) includes a national estuarine research  
 41-2 reserve;  
 41-3 (iii) is located within 30 miles of the  
 41-4 United Mexican States; or  
 41-5 (iv) has a population of less than 10,000  
 41-6 and is located in a county with a population of at least 370,000  
 41-7 [~~300,000~~] that is adjacent to a county with a population of at least  
 41-8 3,000,000.

41-9 SECTION 222. Section 311.0091(a), Tax Code, is amended to  
 41-10 read as follows:

41-11 (a) This section applies to a reinvestment zone designated  
 41-12 by a municipality which is wholly or partially located in a county  
 41-13 with a population of less than 2.1 [~~1.8~~] million in which the  
 41-14 principal municipality has a population of 1.1 million or more.

41-15 SECTION 223. Section 311.013(m), Tax Code, is amended to  
 41-16 read as follows:

41-17 (m) The governing body of a municipality that is located in  
 41-18 a county with a population of more than 2.1 [~~1.8~~] million but less  
 41-19 than 2.5 [~~1.9~~] million or in a county with a population of 3.3  
 41-20 million or more by ordinance may reduce the portion of the tax  
 41-21 increment produced by the municipality that the municipality is  
 41-22 required to pay into the tax increment fund for the zone. The  
 41-23 municipality may not reduce under this subsection the portion of  
 41-24 the tax increment produced by the municipality that the  
 41-25 municipality is required to pay into the tax increment fund for the  
 41-26 zone unless the municipality provides each county that has entered  
 41-27 into an agreement with the municipality to pay all or a portion of  
 41-28 the county's tax increment into the fund an opportunity to enter  
 41-29 into an agreement with the municipality to reduce the portion of the  
 41-30 tax increment produced by the county that the county is required to  
 41-31 pay into the tax increment fund for the zone by the same proportion  
 41-32 that the portion of the municipality's tax increment that the  
 41-33 municipality is required to pay into the fund is reduced. The  
 41-34 portion of the tax increment produced by a municipality that the  
 41-35 municipality is required to pay into the tax increment fund for a  
 41-36 reinvestment zone, as reduced by the ordinance adopted under this  
 41-37 subsection, together with all other revenues required to be paid  
 41-38 into the fund, must be sufficient to complete and pay for the  
 41-39 estimated costs of projects listed in the reinvestment zone  
 41-40 financing plan and pay any tax increment bonds or notes issued for  
 41-41 the zone, and any other obligations of the zone.

41-42 SECTION 224. Section 311.017(a-1), Tax Code, as added by  
 41-43 Chapter 137 (S.B. 1105), Acts of the 81st Legislature, Regular  
 41-44 Session, 2009, is amended to read as follows:

41-45 (a-1) This subsection applies only to a reinvestment zone  
 41-46 created by a municipality that has a population of more than 256,000  
 41-47 [~~220,000~~] but less than 280,000 [~~235,000~~] and is the county seat of  
 41-48 a county that has a population of 325,000 [~~280,000~~] or less.  
 41-49 Notwithstanding Subsection (a)(1), a municipality by ordinance  
 41-50 adopted subsequent to the ordinance adopted by the municipality  
 41-51 creating a reinvestment zone may designate a termination date for  
 41-52 the zone that is later than the termination date designated in the  
 41-53 ordinance creating the zone but not later than the 20th anniversary  
 41-54 of that date. If a municipality adopts an ordinance extending the  
 41-55 termination date for a reinvestment zone as authorized by this  
 41-56 subsection, the zone terminates on the earlier of:

41-57 (1) the termination date designated in the ordinance;

41-58 or

41-59 (2) the date provided by Subsection (a)(2).

41-60 SECTION 225. Section 325.021(a), Tax Code, is amended to  
 41-61 read as follows:

41-62 (a) A county having a population of 60,000 [~~55,000~~] or less  
 41-63 that borders the Rio Grande containing a municipality with a  
 41-64 population of more than 22,000 may adopt or abolish the sales and  
 41-65 use tax authorized by this chapter at an election held in the  
 41-66 county.

41-67 SECTION 226. Section 327.007(a), Tax Code, is amended to  
 41-68 read as follows:

41-69 (a) Unless imposition of the sales and use tax authorized by

42-1 this chapter is reauthorized as provided by this section, the tax  
 42-2 expires on:

42-3 (1) the fourth anniversary of the date the tax  
 42-4 originally took effect under Section 327.005;

42-5 (2) the first day of the first calendar quarter  
 42-6 occurring after the fourth anniversary of the date the tax was last  
 42-7 reauthorized under this section if, at that election, the voters  
 42-8 approved the imposition of the tax for a period that expires on that  
 42-9 anniversary;

42-10 (2-a) if the tax is imposed in a municipality that is  
 42-11 intersected by two interstate highways, that has a population of  
 42-12 150,000 or more, and in which at least 66 percent of the voters  
 42-13 voting in each of the last two consecutive elections concerning the  
 42-14 adoption or reauthorization of the tax favored adoption or  
 42-15 reauthorization, and that tax has not expired as provided by  
 42-16 Subdivision (1) or (2) since the first of those two consecutive  
 42-17 elections, the last day of the first calendar quarter occurring  
 42-18 after the eighth anniversary of the date the tax was last  
 42-19 reauthorized under this section if, at that election, the voters  
 42-20 approved the imposition of the tax for a period that expires on that  
 42-21 anniversary instead of the period described by Subdivision (2); or

42-22 (3) if the tax is imposed in a ~~[general-law]~~  
 42-23 municipality with a population of more than 11,450 and less than  
 42-24 11,550 ~~[10,000 or more surrounded entirely by a municipality with a~~  
 42-25 ~~population of 1.3 million or more]~~, the last day of the first  
 42-26 calendar quarter occurring after the 10th anniversary of the date  
 42-27 the tax was last reauthorized under this section if, at that  
 42-28 election, the voters approved the imposition of the tax for a period  
 42-29 that expires on that anniversary instead of the period described by  
 42-30 Subdivision (2).

42-31 SECTION 227. Section 351.001(7), Tax Code, is amended to  
 42-32 read as follows:

42-33 (7) "Eligible central municipality" means:

42-34 (A) a municipality with a population of more than  
 42-35 140,000 but less than 1.5 million that is located in a county with a  
 42-36 population of one million or more and that has adopted a capital  
 42-37 improvement plan for the construction or expansion of a convention  
 42-38 center facility;

42-39 (B) a municipality with a population of 250,000  
 42-40 or more that:

42-41 (i) is located wholly or partly on a barrier  
 42-42 island that borders the Gulf of Mexico;

42-43 (ii) is located in a county with a  
 42-44 population of 300,000 or more; and

42-45 (iii) has adopted a capital improvement  
 42-46 plan to expand an existing convention center facility;

42-47 (C) a municipality with a population of 200,000  
 42-48 ~~[116,000]~~ or more that:

42-49 (i) is located in two counties both of which  
 42-50 have a population of 900,000 ~~[660,000]~~ or more; and

42-51 (ii) has adopted a capital improvement plan  
 42-52 for the construction or expansion of a convention center facility;

42-53 (D) a municipality with a population of less than  
 42-54 50,000 that contains a general academic teaching institution that  
 42-55 is not a component institution of a university system, as those  
 42-56 terms are defined by Section 61.003, Education Code; or

42-57 (E) a municipality with a population of 640,000  
 42-58 or more that:

42-59 (i) is located on an international border;

42-60 and

42-61 (ii) has adopted a capital improvement plan  
 42-62 for the construction or expansion of a convention center facility.

42-63 SECTION 228. Sections 351.101(a), (i), (j), (o), and (p),  
 42-64 Tax Code, are amended to read as follows:

42-65 (a) Revenue from the municipal hotel occupancy tax may be  
 42-66 used only to promote tourism and the convention and hotel industry,  
 42-67 and that use is limited to the following:

42-68 (1) the acquisition of sites for and the construction,  
 42-69 improvement, enlarging, equipping, repairing, operation, and

43-1 maintenance of convention center facilities or visitor information  
 43-2 centers, or both;

43-3 (2) the furnishing of facilities, personnel, and  
 43-4 materials for the registration of convention delegates or  
 43-5 registrants;

43-6 (3) advertising and conducting solicitations and  
 43-7 promotional programs to attract tourists and convention delegates  
 43-8 or registrants to the municipality or its vicinity;

43-9 (4) the encouragement, promotion, improvement, and  
 43-10 application of the arts, including instrumental and vocal music,  
 43-11 dance, drama, folk art, creative writing, architecture, design and  
 43-12 allied fields, painting, sculpture, photography, graphic and craft  
 43-13 arts, motion pictures, radio, television, tape and sound recording,  
 43-14 and other arts related to the presentation, performance, execution,  
 43-15 and exhibition of these major art forms;

43-16 (5) historical restoration and preservation projects  
 43-17 or activities or advertising and conducting solicitations and  
 43-18 promotional programs to encourage tourists and convention  
 43-19 delegates to visit preserved historic sites or museums:

43-20 (A) at or in the immediate vicinity of convention  
 43-21 center facilities or visitor information centers; or

43-22 (B) located elsewhere in the municipality or its  
 43-23 vicinity that would be frequented by tourists and convention  
 43-24 delegates;

43-25 (6) expenses, including promotion expenses, directly  
 43-26 related to a sporting event in which the majority of participants  
 43-27 are tourists who substantially increase economic activity at hotels  
 43-28 and motels within the municipality or its vicinity if:

43-29 (A) the municipality is located in a county with  
 43-30 a population of one million or less;

43-31 (B) the municipality has a population of more  
 43-32 than 67,000 and is located in two counties with 90 percent of the  
 43-33 municipality's territory located in a county with a population of  
 43-34 at least 800,000 [~~580,000~~], and the remaining territory located in  
 43-35 a county with a population of at least four million; or

43-36 (C) the municipality has a population of at least  
 43-37 200,000 and shares a border with:

43-38 (i) a municipality with a population of at  
 43-39 least 62,000 that:

43-40 (a) borders Lake Ray Hubbard; and  
 43-41 (b) is located in two counties, one of  
 43-42 which has a population of less than 110,000 [~~described by Section~~  
 43-43 ~~351.102(e)(7)~~]; and

43-44 (ii) Lake Ray Hubbard;

43-45 (7) subject to Section 351.1076, the promotion of  
 43-46 tourism by the enhancement and upgrading of existing sports  
 43-47 facilities or fields if:

43-48 (A) the municipality owns the facilities or  
 43-49 fields;

43-50 (B) the municipality:

43-51 (i) has a population of 80,000 or more and  
 43-52 is located in a county that has a population of 610,000 [~~350,000~~] or  
 43-53 less;

43-54 (ii) has a population of at least 80,000  
 43-55 [~~75,000~~] but not more than 125,000 [~~95,000~~] and is located in a  
 43-56 county that has a population of less than 240,000 [~~200,000~~] but more  
 43-57 than 233,500 [~~160,000~~];

43-58 (iii) has:

43-59 (a) a population of at least 10,000  
 43-60 [~~36,000 but not more than 39,000~~] and is located in a county that  
 43-61 has a population of more than 70,000 and borders Lake Livingston; or

43-62 (b) [~~has~~] a population of 36,000  
 43-63 [~~100,000~~] or more and [~~less than~~] is located in a county with a  
 43-64 population of less than 95,000 that borders Oklahoma [~~not adjacent~~  
 43-65 ~~to a county with a population of more than two million~~];

43-66 (iv) has a population of at least 13,000 but  
 43-67 less than 48,000 [~~39,000~~] and is located in a county that has a  
 43-68 population of at least 200,000;

43-69 (v) has a population of at least 70,000 but

44-1 less than 90,000 and no part of which is located in a county with a  
44-2 population greater than 150,000;

44-3 (vi) is located in a county that:  
44-4 (a) is adjacent to the Texas-Mexico  
44-5 border;  
44-6 (b) has a population of at least  
44-7 500,000; and  
44-8 (c) does not have a municipality with  
44-9 a population greater than 500,000;

44-10 (vii) ~~[has a population of at least 25,000~~  
44-11 ~~but not more than 26,000 and]~~ is located in a county that has a  
44-12 population of 100,000 ~~[90,000]~~ or less and the municipality has a  
44-13 population of:  
44-14 (a) more than 24,400 and less than  
44-15 25,000; or  
44-16 (b) more than 28,150 and less than  
44-17 31,000;

44-18 (viii) is located in a county that has a  
44-19 population of not more than 300,000 and in which a component  
44-20 university of the University of Houston System is located;

44-21 (ix) has a population of at least 40,000 and  
44-22 the San Marcos River flows through the municipality;

44-23 (x) has a population of more than 67,000 and  
44-24 is located in two counties with 90 percent of the municipality's  
44-25 territory located in a county with a population of at least 800,000  
44-26 ~~[580,000]~~, and the remaining territory located in a county with a  
44-27 population of at least four million;

44-28 (xi) contains an intersection of  
44-29 Interstates 35E and 35W and at least two public universities; or  
44-30 (xii) is described by Subdivision (6)(C);  
44-31 and

44-32 (C) the sports facilities and fields have been  
44-33 used, in the preceding calendar year, a combined total of more than  
44-34 10 times for district, state, regional, or national sports  
44-35 tournaments;

44-36 (8) for a municipality with a population of at least  
44-37 70,000 but less than 90,000, no part of which is located in a county  
44-38 with a population greater than 150,000, the construction,  
44-39 improvement, enlarging, equipping, repairing, operation, and  
44-40 maintenance of a coliseum or multiuse facility;

44-41 (9) signage directing the public to sights and  
44-42 attractions that are visited frequently by hotel guests in the  
44-43 municipality;

44-44 (10) the construction, improvement, enlarging,  
44-45 equipping, repairing, operation, and maintenance of a coliseum or  
44-46 multiuse facility, if the municipality:

44-47 (A) has a population of at least 90,000 but less  
44-48 than 120,000; and  
44-49 (B) is located in two counties, at least one of  
44-50 which contains the headwaters of the San Gabriel River; and

44-51 (11) for a municipality with a population of more than  
44-52 175,000 but less than 225,000 that is located in two counties, each  
44-53 of which has a population of less than 200,000, the construction,  
44-54 improvement, enlarging, equipping, repairing, operation, and  
44-55 maintenance of a coliseum or multiuse facility and related  
44-56 infrastructure or a venue, as defined by Section 334.001(4), Local  
44-57 Government Code, that is related to the promotion of tourism.

44-58 (i) In addition to the purposes provided by Subsection (a),  
44-59 a municipality that has a population of at least 80,000 ~~[75,000]~~ but  
44-60 not more than 125,000 ~~[95,000]~~ and that is located in a county that  
44-61 has a population of more than 233,500 ~~[160,000]~~ but less than  
44-62 240,000 ~~[200,000]~~ may use revenue from the municipal hotel tax to  
44-63 promote tourism and the convention and hotel industry by  
44-64 constructing, operating, or expanding a sporting related facility  
44-65 or sports field owned by the municipality, if the majority of the  
44-66 events at the facility or field are directly related to a sporting  
44-67 event in which the majority of participants are tourists who  
44-68 substantially increase economic activity at hotels in the  
44-69 municipality.

(j) In addition to the purposes provided by Subsection (a), a municipality that has a population of not more than 5,500 [~~5,000~~] and at least part of which is located less than one-eighth of one mile from a space center operated by an agency of the federal government may use revenue from the municipal hotel occupancy tax for expenses, including promotion expenses, directly related to a sporting event in which the majority of participants are tourists who substantially increase economic activity at hotels and motels within the municipality or its vicinity.

(o) In addition to the purposes provided by Subsection (a), a municipality that has a population of not more than 15,200 [~~10,000~~], that contains an outdoor gear and sporting goods retailer with retail space larger than 175,000 square feet, and that hosts an annual wiener dog race may use revenue from the municipal hotel occupancy tax to promote tourism and the convention and hotel industry by constructing, operating, or expanding a sporting related facility or sports field owned by the municipality, if the majority of the events at the facility or field are directly related to a sporting event in which the majority of participants are tourists who substantially increase economic activity at hotels in the municipality. If a municipality to which this subsection applies uses revenue derived from the municipal hotel occupancy tax for a purpose described by this subsection, the municipality may not reduce the percentage of revenue from that tax allocated for a purpose described by Subsection (a)(3) to a percentage that is less than the average percentage of that revenue allocated by the municipality for that purpose during the 36-month period preceding the date the municipality begins using the revenue for a purpose described by this subsection.

(p) In addition to the purposes provided by Subsection (a), a municipality with a population of more than 70,000 [~~48,000~~] but less than 115,000 [~~95,000~~] that is located in two counties, one of which has a population of at least 1.1 million [~~900,000~~] but less than 1.9 [~~1.7~~] million, may use revenue from the municipal hotel occupancy tax to promote tourism and the convention and hotel industry by constructing, improving, equipping, repairing, maintaining, operating, or expanding a coliseum or multiuse facility if the majority of the events at the coliseum or facility attract tourists who substantially increase economic activity at hotels in the municipality.

SECTION 229. Section 351.1015(b), Tax Code, is amended to read as follows:

(b) This section applies only to a qualified project located in a municipality with a population of at least 700,000 [~~650,000~~] but less than 950,000 [~~750,000~~] according to the most recent federal decennial census.

SECTION 230. Section 351.102(e), Tax Code, is amended to read as follows:

(e) Subsection (b) applies only to:

(1) a municipality with a population of two million or more;

(2) a municipality with a population of 700,000 or more but less than 1.4 [~~1.3~~] million;

(3) a municipality with a population of 350,000 or more but less than 450,000 in which at least two professional sports stadiums are located, each of which:

(A) has a seating capacity of at least 40,000 people; and

(B) was approved by the voters of the municipality as a sports and community venue project under Chapter 334, Local Government Code; and

(4) a municipality with a population of less than 2,000 that:

(A) is located adjacent to a bay connected to the Gulf of Mexico;

(B) is located in a county with a population of 290,000 or more that is adjacent to a county with a population of four million or more; and

(C) has a boardwalk on the bay.

46-1 SECTION 231. Section 351.104(a), Tax Code, is amended to  
46-2 read as follows:

46-3 (a) This section applies only to a home-rule municipality  
46-4 that borders a bay, that has a population of less than 85,000  
46-5 [~~80,000~~], and that is not an eligible coastal municipality.

46-6 SECTION 232. Section 351.1066(a), Tax Code, is amended to  
46-7 read as follows:

46-8 (a) This section applies only to:

46-9 (1) a municipality with a population of at least 3,500  
46-10 but less than 5,500 that is the county seat of a county with a  
46-11 population of less than 50,000 that borders a county with a  
46-12 population of more than 1.6 million;

46-13 (2) a municipality with a population of at least 2,800  
46-14 [~~2,900~~] but less than 3,500 that is the county seat of a county with  
46-15 a population of less than 22,000 that is bordered by the Trinity  
46-16 River and includes a state park and a portion of a wildlife  
46-17 management area;

46-18 (3) a municipality with a population of at least 8,000  
46-19 [~~7,500~~] that is located in a county that borders the Pecos River and  
46-20 that has a population of not more than 15,000;

46-21 (4) a municipality with a population of not more than  
46-22 15,000 that is located in a county through which the Frio River  
46-23 flows and an interstate highway crosses, and that has a population  
46-24 of at least 15,000;

46-25 (5) a municipality with a population of not less than  
46-26 7,500 that is located in a county with a population of not less than  
46-27 40,000 but less than 250,000 that is adjacent to a county with a  
46-28 population of less than 750;

46-29 (6) a municipality that is the county seat of a county  
46-30 with a population of at least 8,500 and that county contains part of  
46-31 the Chaparral Wildlife Management Area; and

46-32 (7) a municipality that has a population of not more  
46-33 than 25,000, that contains a cultural heritage museum, and that is  
46-34 located in a county that borders the United Mexican States and the  
46-35 Gulf of Mexico.

46-36 SECTION 233. Section 351.10692(a), Tax Code, is amended to  
46-37 read as follows:

46-38 (a) This section applies only to a municipality with a  
46-39 population of less than 5,000 [~~2,000~~] located in a county that:

46-40 (1) is adjacent to the county in which the State  
46-41 Capitol is located; and

46-42 (2) has a population of:

46-43 (A) not more than 25,000; or

46-44 (B) at least 200,000 [~~100,000~~] but not more than  
46-45 300,000 [~~200,000~~].

46-46 SECTION 234. Section 351.1071(a), Tax Code, is amended to  
46-47 read as follows:

46-48 (a) This section applies only to a municipality:

46-49 (1) that has a population of not more than 5,500  
46-50 [~~5,000~~]; and

46-51 (2) at least part of which is located less than  
46-52 one-eighth of one mile from a space center operated by an agency of  
46-53 the federal government.

46-54 SECTION 235. Section 351.10712(a), Tax Code, is amended to  
46-55 read as follows:

46-56 (a) This section applies only to:

46-57 (1) a municipality with a population of at least  
46-58 95,000 that is located in a county that is bisected by United States  
46-59 Highway 385 and has a population of not more than 170,000 [~~140,000~~];  
46-60 and

46-61 (2) a municipality located in a county that has a  
46-62 population of not more than 300,000 and in which a component  
46-63 university of the University of Houston System is located.

46-64 SECTION 236. Section 351.152, Tax Code, is amended to read  
46-65 as follows:

46-66 Sec. 351.152. APPLICABILITY. This subchapter applies only  
46-67 to:

46-68 (1) a municipality described by Section  
46-69 351.001(7)(B);

- 47-1 (2) a municipality described by Section  
47-2 351.001(7)(D);
- 47-3 (3) a municipality described by Section  
47-4 351.001(7)(E);
- 47-5 (4) a municipality described by Section  
47-6 351.102(e)(3);
- 47-7 (5) a municipality that contains more than 70 [~~75~~]  
47-8 percent of the population of a county with a population of 1.5  
47-9 million or more;
- 47-10 (6) a municipality with a population of 175,000  
47-11 [~~150,000~~] or more but less than 200,000 that is partially located in  
47-12 at least one county with a population of 125,000 or more;
- 47-13 (7) a municipality with a population of 250,000  
47-14 [~~150,000~~] or more but less than one million that is located in one  
47-15 county with a population of 2.5 [~~2.3~~] million or more;
- 47-16 (8) a municipality with a population of 180,000 or  
47-17 more that:  
47-18 (A) is located in two counties, each with a  
47-19 population of 100,000 or more; and  
47-20 (B) contains an American Quarter Horse Hall of  
47-21 Fame and Museum;
- 47-22 (9) a municipality with a population of 96,000 or more  
47-23 that is located in a county that borders Lake Palestine;
- 47-24 (10) a municipality with a population of 96,000 or  
47-25 more that is located in a county that contains the headwaters of the  
47-26 San Gabriel River;
- 47-27 (11) a municipality with a population of at least  
47-28 95,000 [~~99,900 or more but less than 111,000~~] that is located in a  
47-29 county that is bisected by United States Highway 385 and has [~~with~~]  
47-30 a population of not more than 170,000 [~~135,000 or more~~];
- 47-31 (12) a municipality with a population of 110,000 or  
47-32 more but less than 135,000 at least part of which is located in a  
47-33 county with a population of less than 135,000;
- 47-34 (13) a municipality with a population of 28,000  
47-35 [~~9,000~~] or more but less than 31,000 [~~10,000~~] that is located in two  
47-36 counties, each of which has a population of 900,000 [~~662,000~~] or  
47-37 more and a southern border with a county with a population of 2.5  
47-38 [~~2.3~~] million or more;
- 47-39 (14) a municipality with a population of 200,000 or  
47-40 more but less than 300,000 that contains a component institution of  
47-41 the Texas Tech University System;
- 47-42 (15) a municipality with a population of 95,000 or  
47-43 more that:  
47-44 (A) is located in more than one county; and  
47-45 (B) borders Lake Lewisville;
- 47-46 (16) a municipality with a population of 45,000 or  
47-47 more that:  
47-48 (A) contains a portion of Cedar Hill State Park;  
47-49 (B) is located in two counties, one of which has a  
47-50 population of 2.5 [~~two~~] million or more and one of which has a  
47-51 population of 190,000 [~~149,000~~] or more; and  
47-52 (C) has adopted a capital improvement plan for  
47-53 the construction or expansion of a convention center facility;
- 47-54 (17) a municipality with a population of less than  
47-55 10,000 [~~6,000~~] that:  
47-56 (A) is almost wholly located in a county with a  
47-57 population of 900,000 [~~600,000~~] or more that is adjacent to a county  
47-58 with a population of 2.5 [~~two~~] million or more;  
47-59 (B) is partially located in a county with a  
47-60 population of 2.1 [~~1.8~~] million or more that is adjacent to a county  
47-61 with a population of 2.5 [~~two~~] million or more;  
47-62 (C) has a visitor center and museum located in a  
47-63 19th-century rock building in the municipality's downtown; and  
47-64 (D) has a waterpark open to the public;
- 47-65 (18) a municipality with a population of 60,000  
47-66 [~~56,000~~] or more that:  
47-67 (A) borders Lake Ray Hubbard; and  
47-68 (B) is located in two counties, one of which has a  
47-69 population of less than 110,000 [~~80,000~~];

- 48-1 (19) a municipality with a population of 110,000  
 48-2 [~~83,000~~] or more that:
- 48-3 (A) borders Clear Lake; and  
 48-4 (B) is primarily located in a county with a  
 48-5 population of less than 355,000 [~~300,000~~];
- 48-6 (20) a municipality with a population of less than  
 48-7 2,000 that:
- 48-8 (A) is located adjacent to a bay connected to the  
 48-9 Gulf of Mexico;
- 48-10 (B) is located in a county with a population of  
 48-11 290,000 or more that is adjacent to a county with a population of  
 48-12 four million or more; and  
 48-13 (C) has a boardwalk on the bay;
- 48-14 (21) a municipality with a population of 75,000 or  
 48-15 more that:
- 48-16 (A) is located wholly in one county with a  
 48-17 population of 800,000 [~~575,000~~] or more that is adjacent to a county  
 48-18 with a population of four million or more; and  
 48-19 (B) has adopted a capital improvement plan for  
 48-20 the construction or expansion of a convention center facility;
- 48-21 (22) a municipality with a population of less than  
 48-22 70,000 [~~75,000~~] that is located in three counties, at least one of  
 48-23 which has a population of four million or more;
- 48-24 (23) an eligible coastal municipality with a  
 48-25 population of 2,900 [~~3,000~~] or more but less than 5,000;
- 48-26 (24) a municipality with a population of 90,000 or  
 48-27 more but less than 150,000 that:
- 48-28 (A) is located in three counties; and  
 48-29 (B) contains a branch campus of a component  
 48-30 institution of the University of Houston System;
- 48-31 (25) a municipality that is:
- 48-32 (A) primarily located in a county with a  
 48-33 population of four million or more; and  
 48-34 (B) connected by a bridge to a municipality  
 48-35 described by Subdivision (20);
- 48-36 (26) a municipality with a population of 25,000  
 48-37 [~~20,000~~] or more but less than 30,000 [~~25,000~~] that:
- 48-38 (A) contains a portion of Mustang Bayou; and  
 48-39 (B) is wholly located in a county with a  
 48-40 population of less than 500,000;
- 48-41 (27) a municipality with a population of 70,000 or  
 48-42 more but less than 90,000 that is located in two counties, one of  
 48-43 which has a population of four million or more and the other of  
 48-44 which has a population of less than 50,000;
- 48-45 (28) a municipality with a population of 10,000 or  
 48-46 more that:
- 48-47 (A) is wholly located in a county with a  
 48-48 population of four million or more; and  
 48-49 (B) has a city hall located less than three miles  
 48-50 from a space center operated by an agency of the federal government;
- 48-51 (29) a municipality that is the county seat of a  
 48-52 county:
- 48-53 (A) through which the Pedernales River flows; and  
 48-54 (B) in which the birthplace of a president of the  
 48-55 United States is located;
- 48-56 (30) a municipality that contains a portion of U.S.  
 48-57 Highway 79 and State Highway 130;
- 48-58 (31) a municipality with a population of 70,000  
 48-59 [~~48,000~~] or more but less than 115,000 [~~95,000~~] that is located in  
 48-60 two counties, one of which has a population of 1.1 million [~~900,000~~]  
 48-61 or more but less than 1.9 [~~1.7~~] million;
- 48-62 (32) a municipality with a population of less than  
 48-63 25,000 that contains a museum of Western American art;
- 48-64 (33) a municipality with a population of 50,000 or  
 48-65 more that is the county seat of a county that contains a portion of  
 48-66 the Sam Houston National Forest;
- 48-67 (34) a municipality with a population of less than  
 48-68 25,000 that:
- 48-69 (A) contains a cultural heritage museum; and



49-1 (B) is located in a county that borders the  
49-2 United Mexican States and the Gulf of Mexico;  
49-3 (35) a municipality that is the county seat of a county  
49-4 that:  
49-5 (A) has a population of 115,000 or more;  
49-6 (B) is adjacent to a county with a population of  
49-7 2.1 [~~1.8~~] million or more; and  
49-8 (C) hosts an annual peach festival;  
49-9 (36) a municipality that is the county seat of a county  
49-10 that:  
49-11 (A) has a population of 800,000 [~~585,000~~] or  
49-12 more; and  
49-13 (B) is adjacent to a county with a population of  
49-14 four million or more;  
49-15 (37) a municipality with a population of less than  
49-16 10,000 that:  
49-17 (A) contains a component university of The Texas  
49-18 A&M University System; and  
49-19 (B) is located in a county adjacent to a county  
49-20 that borders Oklahoma;  
49-21 (38) a municipality with a population of less than  
49-22 17,000 [~~6,100~~] that:  
49-23 (A) is located in two counties, each of which has  
49-24 a population of 900,000 [~~600,000~~] or more but less than two million;  
49-25 and  
49-26 (B) hosts an annual Cajun Festival;  
49-27 (39) a municipality with a population of 13,000 or  
49-28 more that:  
49-29 (A) is located on an international border; and  
49-30 (B) is located in a county:  
49-31 (i) with a population of less than 400,000;  
49-32 and  
49-33 (ii) in which at least one World Birding  
49-34 Center site is located;  
49-35 (40) a municipality with a population of 3,200 [~~4,000~~]  
49-36 or more that:  
49-37 (A) is located on an international border; and  
49-38 (B) is located not more than five miles from a  
49-39 state historic site that serves as a visitor center for a state park  
49-40 that contains 300,000 or more acres of land;  
49-41 (41) a municipality with a population of 36,000 or  
49-42 more that is adjacent to at least two municipalities described by  
49-43 Subdivision (15);  
49-44 (42) a municipality with a population of 28,000 or  
49-45 more in which is located a historic railroad depot and heritage  
49-46 center;  
49-47 (43) a municipality located in a county that has a  
49-48 population of not more than 300,000 and in which a component  
49-49 university of the University of Houston System is located;  
49-50 (44) a municipality with a population of less than  
49-51 500,000 that is:  
49-52 (A) located in two counties; and  
49-53 (B) adjacent to a municipality described by  
49-54 Subdivision (31); and  
49-55 (45) a municipality that:  
49-56 (A) has a population of more than 67,000; and  
49-57 (B) is located in two counties with 90 percent of  
49-58 the municipality's territory located in a county with a population  
49-59 of at least 800,000 [~~580,000~~], and the remaining territory located  
49-60 in a county with a population of at least four million.  
49-61 SECTION 237. Sections 352.002(a), (a-1), (d), (p), and (y),  
49-62 Tax Code, are amended to read as follows:  
49-63 (a) The commissioners courts of the following counties by  
49-64 the adoption of an order or resolution may impose a tax on a person  
49-65 who, under a lease, concession, permit, right of access, license,  
49-66 contract, or agreement, pays for the use or possession or for the  
49-67 right to the use or possession of a room that is in a hotel, costs \$2  
49-68 or more each day, and is ordinarily used for sleeping:  
49-69 (1) a county that has a population of more than 3.3

- 50-1 million;
- 50-2 (2) a county that has a population of 90,000 or more,  
50-3 borders the United Mexican States, does not border the Gulf of  
50-4 Mexico, and does not have four or more cities that each have a  
50-5 population of more than 25,000;
- 50-6 (3) a county in which there is no municipality;
- 50-7 (4) a county in which there is located an Indian  
50-8 reservation under the jurisdiction of the United States government;
- 50-9 (5) a county that has a population of 30,000 or less,  
50-10 that has no more than one municipality with a population of less  
50-11 than 2,500, and that borders two counties located wholly in the  
50-12 Edwards Aquifer Authority established by Chapter 626, Acts of the  
50-13 73rd Legislature, Regular Session, 1993;
- 50-14 (6) a county that borders the Gulf of Mexico;
- 50-15 (7) a county that has a population of less than 5,000,  
50-16 that borders the United Mexican States, and in which there is  
50-17 located a major observatory;
- 50-18 (8) a county that has a population of 12,000 or less  
50-19 and borders the Toledo Bend Reservoir;
- 50-20 (9) a county that has a population of less than 12,500  
50-21 and an area of less than 275 square miles and does not border a  
50-22 county that borders Arkansas and Louisiana;
- 50-23 (10) a county that has a population of 30,000 or less  
50-24 and borders Possum Kingdom Lake;
- 50-25 (11) a county that borders a county with a population  
50-26 of more than 300,000 and the United Mexican States and has a  
50-27 population of more than 300,000 and less than 900,000 [800,000];
- 50-28 (12) a county that has a population of 35,000 or more  
50-29 and borders or contains a portion of Lake Fork Reservoir;
- 50-30 (13) a county that borders the United Mexican States  
50-31 and in which there is located a national recreation area;
- 50-32 (14) a county that borders the United Mexican States  
50-33 and in which there is located a national park of more than 400,000  
50-34 acres;
- 50-35 (15) a county that has a population of 28,000 or less,  
50-36 that has no more than four municipalities, and that is located  
50-37 wholly in the Edwards Aquifer Authority established by Chapter 626,  
50-38 Acts of the 73rd Legislature, Regular Session, 1993;
- 50-39 (16) a county that has a population of 25,000 or less,  
50-40 whose territory is less than 750 square miles, and that has two  
50-41 incorporated municipalities, each with a population of 800 or less,  
50-42 at least one of which is located on the Frio River;
- 50-43 (17) a county that has a population of 34,000 or more  
50-44 and borders Lake Buchanan;
- 50-45 (18) a county that has a population of more than 45,000  
50-46 and less than 75,000, that borders the United Mexican States, and  
50-47 that borders or contains a portion of Falcon Lake;
- 50-48 (19) a county with a population of 22,000 or less that  
50-49 borders the Neches River and in which there is located a national  
50-50 preserve;
- 50-51 (20) a county that has a population of 28,000 or less  
50-52 and that borders or contains a portion of Lake Livingston;
- 50-53 (21) a county through which the Pedernales River flows  
50-54 and in which the birthplace of a president of the United States is  
50-55 located;
- 50-56 (22) a county that has a population of 35,000 or less  
50-57 [more than 15,000 but less than 20,000] and borders Lake Buchanan;
- 50-58 (23) a county with a population of less than 11,000  
50-59 that is bordered by the Sulphur River;
- 50-60 (24) a county that has a population of 16,000 or more  
50-61 and borders the entire north shore of Lake Somerville;
- 50-62 (25) a county that has a population of 20,000 or less  
50-63 and that is bordered by the Brazos and Navasota Rivers;
- 50-64 (26) a county that has a population of more than 15,000  
50-65 and less than 25,000 and is located on the Trinity and Navasota  
50-66 Rivers;
- 50-67 (27) a county that has a population of less than 15,000  
50-68 and that is bordered by the Trinity and Navasota Rivers;
- 50-69 (28) a county that borders or contains a portion of the

51-1 Neches River, the Sabine River, and Sabine Lake; and

51-2 (29) a county that borders Whitney Lake.

51-3 (a-1) In addition to the counties described by Subsection  
51-4 (a), the commissioners court of a county in which an airport  
51-5 essential to the economy of the county is located may by the  
51-6 adoption of an order or resolution impose a tax on a person who,  
51-7 under a lease, concession, permit, right of access, license,  
51-8 contract, or agreement, pays for the use or possession or for the  
51-9 right to the use or possession of a room that is in a hotel, costs \$2  
51-10 or more each day, and is ordinarily used for sleeping. For the  
51-11 purposes of this subsection, an airport is considered to be  
51-12 essential to the economy of a county only if the airport is a  
51-13 commercial-service international airport within Class C airspace  
51-14 and is located in a county and owned by a municipality each having a  
51-15 population of less than 170,000 [~~150,000~~]. This subsection does  
51-16 not apply to a county described by Subsection (a)(13).

51-17 (d) The tax imposed by a county authorized by Subsection  
51-18 (a)(6), (8), (9), (10), (11), (14), (15), (17), (19), (20), (21),  
51-19 (23), or (29) to impose the tax does not apply to a hotel located in  
51-20 a municipality that imposes a tax under Chapter 351 applicable to  
51-21 the hotel. This subsection does not apply to:

51-22 (1) a county authorized by Subsection (a)(6) to impose  
51-23 the tax that:

51-24 (A) has a population of less than 50,000 [~~40,000~~]  
51-25 and adjoins the most populous county in this state; or

51-26 (B) has a population of more than 200,000 and  
51-27 borders the Neches River; or

51-28 (2) a county authorized by Subsection (a)(9) to impose  
51-29 the tax that has a population of more than 11,000 [~~9,000~~].

51-30 (p) The commissioners court of a county that has a  
51-31 population of 100,000 [~~80,000~~] or less, in which two state parks are  
51-32 located, and through which the Colorado River flows but that is not  
51-33 bordered by that river may impose a tax as authorized by Subsection  
51-34 (a).

51-35 (y) The commissioners court of a county with a population of  
51-36 170,000 [~~110,000~~] or more through which the Guadalupe River flows  
51-37 may impose a tax as provided by Subsection (a). The tax imposed  
51-38 under this subsection does not apply to a hotel located in a  
51-39 municipality that:

51-40 (1) has a population of 80,000 [~~50,000~~] or more;

51-41 (2) is the county seat of a county adjacent to the  
51-42 county to which this subsection applies; and

51-43 (3) imposes a tax under Chapter 351 applicable to the  
51-44 hotel.

51-45 SECTION 238. Section 352.003(e), Tax Code, is amended to  
51-46 read as follows:

51-47 (e) The tax rate in a county authorized to impose the tax  
51-48 under Section 352.002(a)(6) and that has a population of less than  
51-49 50,000 [~~40,000~~] and adjoins the most populous county in this state  
51-50 may not exceed three percent of the price paid for a room in a hotel.

51-51 SECTION 239. Section 22.053(a), Transportation Code, is  
51-52 amended to read as follows:

51-53 (a) The commissioners court of a county with a population of  
51-54 12,200 [~~14,300~~] to 12,400 [~~14,500~~] may issue time warrants to:

51-55 (1) condemn or purchase land to be used and maintained  
51-56 as provided by Sections 22.011, 22.020, and 22.024; and

51-57 (2) improve and equip the land for the use provided by  
51-58 Sections 22.011, 22.020, and 22.024.

51-59 SECTION 240. Section 172.211(a), Transportation Code, is  
51-60 amended to read as follows:

51-61 (a) This section applies only to a county that:

51-62 (1) is adjacent to a county with a population of four  
51-63 million or more;

51-64 (2) has a population of 370,000 [~~300,000~~] or more; and

51-65 (3) has created a district by concurrent order with an  
51-66 adjacent county pursuant to Section 172.052.

51-67 SECTION 241. Section 223.052(a), Transportation Code, is  
51-68 amended to read as follows:

51-69 (a) This section applies only to a municipality that:

52-1 (1) is partially located in three counties, two of  
52-2 which have a population of 2.1 [~~1.8~~] million or more;

52-3 (2) is primarily located in a county with a population  
52-4 of 2.1 [~~1.8~~] million or more; and

52-5 (3) has within its boundaries all or part of an  
52-6 international airport operated jointly by two municipalities.

52-7 SECTION 242. Section 284.002(a), Transportation Code, is  
52-8 amended to read as follows:

52-9 (a) Except as provided by Subsection (b), this chapter  
52-10 applies only to a county that:

52-11 (1) has a population of 50,000 or more and borders the  
52-12 Gulf of Mexico or a bay or inlet opening into the gulf;

52-13 (2) has a population of 2.5 [~~two~~] million or more;

52-14 (3) is adjacent to a county that has a population of  
52-15 2.5 [~~two~~] million or more; or

52-16 (4) borders the United Mexican States.

52-17 SECTION 243. Section 285.001(b), Transportation Code, is  
52-18 amended to read as follows:

52-19 (b) The commissioners court of a county with a population of  
52-20 more than 870,000 [~~700,000 and less than 800,000~~] that borders the  
52-21 United Mexican States by order may regulate the activities  
52-22 described by Subsection (a) in the manner described by that  
52-23 subsection, except that:

52-24 (1) the regulation of activities on or in the  
52-25 right-of-way of a public highway or road is limited to public  
52-26 highways and roads with a speed limit of 40 miles per hour or  
52-27 faster; and

52-28 (2) the county may not prohibit the sale of livestock.

52-29 SECTION 244. Section 362.055, Transportation Code, is  
52-30 amended to read as follows:

52-31 Sec. 362.055. EXCEPTION. This subchapter does not apply  
52-32 to:

52-33 (1) a county that has a population of more than 2.5  
52-34 [~~two~~] million;

52-35 (2) a local government corporation created under  
52-36 Chapter 431 by a county that has a population of more than 2.5 [~~two~~]  
52-37 million; or

52-38 (3) a regional tollway authority created under Chapter  
52-39 366.

52-40 SECTION 245. Section 366.031(a), Transportation Code, is  
52-41 amended to read as follows:

52-42 (a) Two or more counties, acting through their respective  
52-43 commissioners courts, may by order passed by each commissioners  
52-44 court create a regional tollway authority under this chapter if:

52-45 (1) one of the counties has a population of not less  
52-46 than 300,000;

52-47 (2) the counties form a contiguous territory; and

52-48 (3) unless one of the counties has a population of 2.5  
52-49 [~~two~~] million or more, the commission approves the creation.

52-50 SECTION 246. Section 370.192, Transportation Code, is  
52-51 amended to read as follows:

52-52 Sec. 370.192. PROPERTY OF RAPID TRANSIT AUTHORITIES. An  
52-53 authority may not condemn or purchase real property of a rapid  
52-54 transit authority operating pursuant to Chapter 451 that was  
52-55 confirmed before July 1, 1985, and in which the principal  
52-56 municipality has a population of less than 1.3 million [~~850,000~~],  
52-57 unless the authority has entered into a written agreement with the  
52-58 rapid transit authority specifying the terms and conditions under  
52-59 which the condemnation or the purchase of the real property will  
52-60 take place.

52-61 SECTION 247. Section 396.041(c), Transportation Code, is  
52-62 amended to read as follows:

52-63 (c) An ordinance may:

52-64 (1) impose a fee of \$25 for the issuance or renewal of  
52-65 a license;

52-66 (2) impose a fee of not more than:

52-67 (A) \$150 for the issuance or renewal of a  
52-68 license, if the ordinance is adopted by the commissioners court of a  
52-69 county with a population of 2.1 [~~one~~] million or more that contains

53-1 two or more municipalities, each of which has a population of  
53-2 350,000 [~~250,000~~] or more; or

53-3 (B) \$500 for the issuance or renewal of a  
53-4 license, if the ordinance is adopted by the commissioners court of a  
53-5 county with a population of 3.3 million or more;

53-6 (3) condition the license on the operation of the  
53-7 junkyard or automotive wrecking and salvage yard only at a location  
53-8 approved by the commissioners court or a county employee designated  
53-9 by the commissioners court; or

53-10 (4) establish grounds for suspending or revoking a  
53-11 license if the junkyard or automotive wrecking and salvage yard is  
53-12 not screened.

53-13 SECTION 248. Section 451.061(d-1), Transportation Code, is  
53-14 amended to read as follows:

53-15 (d-1) The establishment of or a change to fares, tolls,  
53-16 charges, rents, and other compensation by an authority confirmed  
53-17 before July 1, 1985, in which the principal municipality has a  
53-18 population of less than 1.3 million [~~850,000~~], takes effect  
53-19 immediately on approval by a majority vote of the board, except that  
53-20 the establishment of or a change to a single-ride base fare takes  
53-21 effect on the 60th day after the date the board approves the fare or  
53-22 change to the fare, unless the policy board of the metropolitan  
53-23 planning organization that serves the area of the authority  
53-24 disapproves the fare or change to the fare by a majority vote.

53-25 SECTION 249. Section 451.068(a), Transportation Code, is  
53-26 amended to read as follows:

53-27 (a) An authority confirmed before July 1, 1985, and in which  
53-28 the principal municipality has a population of less than 1.3  
53-29 million [~~850,000~~] may, through the operation of a program, charge  
53-30 no fares.

53-31 SECTION 250. Section 451.071(a), Transportation Code, is  
53-32 amended to read as follows:

53-33 (a) This section applies only to an authority confirmed  
53-34 before July 1, 1985, in which the principal municipality has a  
53-35 population of less than 1.3 million [~~850,000~~].

53-36 SECTION 251. Section 451.106(a), Transportation Code, is  
53-37 amended to read as follows:

53-38 (a) The board of an authority in which the principal  
53-39 municipality has a population of less than 1.3 million [~~850,000~~] or  
53-40 more than 1.9 million shall employ a general manager to administer  
53-41 the daily operation of the authority. The general manager may,  
53-42 subject to the annual operating budget and to the personnel  
53-43 policies adopted by the board, employ persons to conduct the  
53-44 affairs of the authority and prescribe their duties and  
53-45 compensation.

53-46 SECTION 252. Section 451.108(c), Transportation Code, is  
53-47 amended to read as follows:

53-48 (c) A peace officer commissioned under this section, except  
53-49 as provided by Subsections (d) and (e), or a peace officer  
53-50 contracted for employment by an authority confirmed before July 1,  
53-51 1985, in which the principal municipality has a population of less  
53-52 than 1.3 million [~~850,000~~], may:

53-53 (1) make an arrest in any county in which the transit  
53-54 authority system is located as necessary to prevent or abate the  
53-55 commission of an offense against the law of this state or a  
53-56 political subdivision of this state if the offense or threatened  
53-57 offense occurs on or involves the transit authority system;

53-58 (2) make an arrest for an offense involving injury or  
53-59 detriment to the transit authority system;

53-60 (3) enforce traffic laws and investigate traffic  
53-61 accidents that involve or occur in the transit authority system;  
53-62 and

53-63 (4) provide emergency and public safety services to  
53-64 the transit authority system or users of the transit authority  
53-65 system.

53-66 SECTION 253. Section 451.109(d), Transportation Code, is  
53-67 amended to read as follows:

53-68 (d) This section does not apply to an authority in which the  
53-69 principal municipality has a population of 1.3 million [~~850,000~~] or

54-1 more but not more than 1.9 million.

54-2 SECTION 254. Section 451.3625(a), Transportation Code, is  
54-3 amended to read as follows:

54-4 (a) This section applies only to an authority confirmed  
54-5 before July 1, 1985, in which the principal municipality has a  
54-6 population of less than 1.3 million [~~850,000~~].

54-7 SECTION 255. Section 451.452(d), Transportation Code, is  
54-8 amended to read as follows:

54-9 (d) This section applies only to an authority in which the  
54-10 principal municipality has a population of more than 1.9 million or  
54-11 less than 1.3 million [~~850,000~~], except that Subsections (a)(5) and  
54-12 (6) do not apply to an authority in which the principal municipality  
54-13 has a population of more than 1.9 million.

54-14 SECTION 256. Section 451.454(a), Transportation Code, is  
54-15 amended to read as follows:

54-16 (a) The board of an authority in which the principal  
54-17 municipality has a population of more than 1.9 million or less than  
54-18 1.3 million [~~850,000~~] shall contract at least once every four years  
54-19 for a performance audit of the authority to be conducted by a firm  
54-20 that has experience in reviewing the performance of transit  
54-21 agencies.

54-22 SECTION 257. Section 451.458(a), Transportation Code, is  
54-23 amended to read as follows:

54-24 (a) This section applies only to an authority confirmed  
54-25 before July 1, 1985, in which the principal municipality has a  
54-26 population of less than 1.3 million [~~850,000~~].

54-27 SECTION 258. Section 451.460(a), Transportation Code, is  
54-28 amended to read as follows:

54-29 (a) This section applies only to an authority confirmed  
54-30 before July 1, 1985, in which the principal municipality has a  
54-31 population of less than 1.3 million [~~850,000~~].

54-32 SECTION 259. Section 451.5021(a), Transportation Code, is  
54-33 amended to read as follows:

54-34 (a) This section applies only to the board of an authority  
54-35 created before July 1, 1985, in which the principal municipality  
54-36 has a population of less than 1.3 million [~~850,000~~].

54-37 SECTION 260. Section 451.506(c), Transportation Code, is  
54-38 amended to read as follows:

54-39 (c) An individual may serve two terms as presiding officer  
54-40 under Section 451.502(e)(3), in addition to any service on the  
54-41 board before being appointed under that subsection. This  
54-42 subsection does not apply to an individual serving on the board of  
54-43 an authority described by Subsection (b) or an authority confirmed  
54-44 before July 1, 1985, and in which the principal municipality has a  
54-45 population of less than 1.3 million [~~850,000~~].

54-46 SECTION 261. Sections 451.509(a), (c), and (d),  
54-47 Transportation Code, are amended to read as follows:

54-48 (a) In an authority in which the principal municipality has  
54-49 a population of less than 1.3 million [~~850,000~~] and in which the  
54-50 authority's sales and use tax is imposed at a rate of one percent, a  
54-51 member of the board may be removed from office for any ground  
54-52 described by Section 451.510 by a majority vote of the entity that  
54-53 appointed the member.

54-54 (c) In an authority in which the principal municipality has  
54-55 a population of more than 1.3 million [~~850,000~~], a member of the  
54-56 board may be removed for any ground described by Section 451.510 by  
54-57 the person or entity that appointed the member. If the person who  
54-58 appointed the member is the mayor of the principal municipality,  
54-59 the removal is by recommendation of the mayor and confirmation by  
54-60 the municipality's governing body. If the member to be removed was  
54-61 appointed by the mayor of the principal municipality, the statement  
54-62 required by Section 451.511(a) shall be given by the mayor, and  
54-63 confirmation of removal by the governing body of the municipality  
54-64 is necessary.

54-65 (d) In an authority in which the principal municipality has  
54-66 a population of less than 1.3 million [~~850,000~~] or more than 1.9  
54-67 million, a general manager who has knowledge that a potential  
54-68 ground for removal applicable to a member of the authority's board  
54-69 exists shall notify the presiding officer of the board of the

55-1 ground, and the presiding officer shall notify the person that  
 55-2 appointed the member against whom the potential ground applies of  
 55-3 the ground.

55-4 SECTION 262. Section 451.512(a), Transportation Code, is  
 55-5 amended to read as follows:

55-6 (a) Except as provided by Subsection (b), in an authority in  
 55-7 which the principal municipality has a population of less than 1.3  
 55-8 million [~~850,000~~] or more than 1.9 million, an action of the board  
 55-9 is not invalid because a ground for removal of a board member  
 55-10 exists.

55-11 SECTION 263. Section 451.513(a), Transportation Code, is  
 55-12 amended to read as follows:

55-13 (a) A board member of an authority that has a principal  
 55-14 municipality with a population of more than 1.3 million [~~850,000~~]  
 55-15 may be removed, as provided by this section, on a petition for the  
 55-16 recall of the member submitted by the registered voters of the  
 55-17 authority. Recall of a member under this section is in addition to  
 55-18 any other method for removal under this subchapter.

55-19 SECTION 264. Section 451.602, Transportation Code, is  
 55-20 amended to read as follows:

55-21 Sec. 451.602. AUTHORITIES COVERED BY SUBCHAPTER. Except  
 55-22 as provided by Section 451.617, this subchapter applies only to an  
 55-23 authority in which the principal municipality has a population of  
 55-24 less than 1.3 million [~~850,000~~] and that was confirmed before July  
 55-25 1, 1985.

55-26 SECTION 265. Section 502.403(f), Transportation Code, is  
 55-27 amended to read as follows:

55-28 (f) A municipality with a population greater than 1.3  
 55-29 million [~~850,000~~] shall deposit revenue from a fee imposed under  
 55-30 this subsection to the credit of the child safety trust fund created  
 55-31 under Section 106.001, Local Government Code. A municipality with a  
 55-32 population less than 1.3 million [~~850,000~~] shall use revenue from a  
 55-33 fee imposed under this section in accordance with Article  
 55-34 102.014(g), Code of Criminal Procedure.

55-35 SECTION 266. Section 541.201(1), Transportation Code, is  
 55-36 amended to read as follows:

55-37 (1) "Authorized emergency vehicle" means:  
 55-38 (A) a fire department or police vehicle;  
 55-39 (B) a public or private ambulance operated by a  
 55-40 person who has been issued a license by the Department of State  
 55-41 Health Services;  
 55-42 (C) an emergency medical services vehicle:  
 55-43 (i) authorized under an emergency medical  
 55-44 services provider license issued by the Department of State Health  
 55-45 Services under Chapter 773, Health and Safety Code; and  
 55-46 (ii) operating under a contract with an  
 55-47 emergency services district that requires the emergency medical  
 55-48 services provider to respond to emergency calls with the vehicle;  
 55-49 (D) a municipal department or public service  
 55-50 corporation emergency vehicle that has been designated or  
 55-51 authorized by the governing body of a municipality;  
 55-52 (E) a county-owned or county-leased emergency  
 55-53 management vehicle that has been designated or authorized by the  
 55-54 commissioners court;  
 55-55 (F) a vehicle that has been designated by the  
 55-56 department under Section 546.0065;  
 55-57 (G) a private vehicle of a volunteer firefighter  
 55-58 or a certified emergency medical services employee or volunteer  
 55-59 when responding to a fire alarm or medical emergency;  
 55-60 (H) an industrial emergency response vehicle,  
 55-61 including an industrial ambulance, when responding to an emergency,  
 55-62 but only if the vehicle is operated in compliance with criteria in  
 55-63 effect September 1, 1989, and established by the predecessor of the  
 55-64 Texas Industrial Emergency Services Board of the State  
 55-65 Firefighters' [~~Firemen's~~] and Fire Marshals' Association of Texas;  
 55-66 (I) a vehicle of a blood bank or tissue bank,  
 55-67 accredited or approved under the laws of this state or the United  
 55-68 States, when making emergency deliveries of blood, drugs,  
 55-69 medicines, or organs;

56-1 (J) a vehicle used for law enforcement purposes  
56-2 that is owned or leased by a federal governmental entity; or  
56-3 (K) a private vehicle of an employee or volunteer  
56-4 of a county emergency management division in a county with a  
56-5 population of more than 52,600 [~~46,500~~] and less than 55,000  
56-6 [~~48,000~~] that is designated as an authorized emergency vehicle by  
56-7 the commissioners court of that county.  
56-8 SECTION 267. Section 644.101(b), Transportation Code, is  
56-9 amended to read as follows:  
56-10 (b) A police officer of any of the following municipalities  
56-11 is eligible to apply for certification under this section:  
56-12 (1) a municipality with a population of 50,000 or  
56-13 more;  
56-14 (2) a municipality with a population of 25,000 or more  
56-15 any part of which is located in a county with a population of  
56-16 500,000 or more;  
56-17 (3) a municipality with a population of less than  
56-18 25,000:  
56-19 (A) any part of which is located in a county with  
56-20 a population of 3.3 million; and  
56-21 (B) that contains or is adjacent to an  
56-22 international port;  
56-23 (4) a municipality with a population of at least  
56-24 34,000 that is located in a county that borders two or more states;  
56-25 (5) a municipality any part of which is located in a  
56-26 county bordering the United Mexican States;  
56-27 (6) a municipality with a population of less than  
56-28 5,000 that is located:  
56-29 (A) adjacent to a bay connected to the Gulf of  
56-30 Mexico; and  
56-31 (B) in a county adjacent to a county with a  
56-32 population greater than 3.3 million;  
56-33 (7) a municipality that is located:  
56-34 (A) within 25 miles of an international port; and  
56-35 (B) in a county that does not contain a highway  
56-36 that is part of the national system of interstate and defense  
56-37 highways and is adjacent to a county with a population greater than  
56-38 3.3 million;  
56-39 (8) a municipality with a population of less than  
56-40 8,500 that:  
56-41 (A) is the county seat; and  
56-42 (B) contains a highway that is part of the  
56-43 national system of interstate and defense highways;  
56-44 (9) a municipality located in a county with a  
56-45 population between 60,000 and 69,000 [~~66,000~~] adjacent to a bay  
56-46 connected to the Gulf of Mexico;  
56-47 (10) a municipality with a population of more than  
56-48 40,000 and less than 50,000 that is located in a county with a  
56-49 population of more than 285,000 and less than 300,000 that borders  
56-50 the Gulf of Mexico;  
56-51 (11) a municipality with a population between 32,000  
56-52 and 50,000 that is located entirely in a county that:  
56-53 (A) has a population of less than 250,000;  
56-54 (B) is adjacent to two counties that each have a  
56-55 population of more than 1.2 million; and  
56-56 (C) contains two highways that are part of the  
56-57 national system of interstate and defense highways;  
56-58 (12) a municipality with a population of more than  
56-59 4,500 [~~3,000~~] and less than 10,000 that:  
56-60 (A) contains a highway that is part of the  
56-61 national system of interstate and defense highways; and  
56-62 (B) is located in a county with a population  
56-63 between 175,000 [~~150,000~~] and 190,000 [~~155,000~~];  
56-64 (13) a municipality with a population of less than  
56-65 75,000 that is located in three counties, at least one of which has  
56-66 a population greater than 3.3 million;  
56-67 (14) a municipality with a population between 13,900  
56-68 [~~14,000~~] and 17,000 that:  
56-69 (A) contains three or more numbered United States



57-1 highways; and

57-2 (B) is located in a county that is adjacent to a  
57-3 county with a population of more than 200,000; or

57-4 (15) a municipality with a population of less than  
57-5 50,000 that is located in:

57-6 (A) a county that generated \$20 million or more  
57-7 in tax revenue collected under Chapters 201 and 202, Tax Code, from  
57-8 oil and gas production during the preceding state fiscal year; or

57-9 (B) a county that is adjacent to two or more  
57-10 counties described by Paragraph (A).

57-11 SECTION 268. Section 644.202(b), Transportation Code, is  
57-12 amended to read as follows:

57-13 (b) A municipality with a population of more than 1.3  
57-14 million [~~850,000~~] shall develop a route for commercial motor  
57-15 vehicles carrying hazardous materials on a road or highway in the  
57-16 municipality and submit the route to the Texas Department of  
57-17 Transportation for approval. If the Texas Department of  
57-18 Transportation determines that the route complies with all  
57-19 applicable federal and state regulations regarding the  
57-20 transportation of hazardous materials, the Texas Department of  
57-21 Transportation shall approve the route and notify the municipality  
57-22 of the approved route.

57-23 SECTION 269. Section 701.001(c), Transportation Code, is  
57-24 amended to read as follows:

57-25 (c) The limitation on the number of deputies that may be  
57-26 employed under Subsections (a) and (b) does not apply to a county  
57-27 with a population of more than 2.5 [~~two~~] million.

57-28 SECTION 270. Section 35.037(a), Utilities Code, as added by  
57-29 Chapter 426 (S.B. 3), Acts of the 87th Legislature, Regular  
57-30 Session, 2021, is amended to read as follows:

57-31 (a) This section only applies in a county with a population  
57-32 of more than 1.2 [~~one~~] million in which a national wildlife refuge  
57-33 is wholly or partly located.

57-34 SECTION 271. Section 36.354(g), Utilities Code, is amended  
57-35 to read as follows:

57-36 (g) For the purposes of this section, the term "military  
57-37 base" does not include a military base:

57-38 (1) that has been closed or realigned under the  
57-39 Defense Base Closure and Realignment Act of 1990 (10 U.S.C. Section  
57-40 2687) and its subsequent amendments;

57-41 (2) that is administered by an authority established  
57-42 by a municipality under Chapter 379B, Local Government Code;

57-43 (3) that is operated by or for the benefit of the Texas  
57-44 National Guard, as defined by Section 437.001, Government Code,  
57-45 unless the base is served by a municipally owned utility owned by a  
57-46 city with a population of 900,000 [~~650,000~~] or more; or

57-47 (4) for which a municipally owned utility has acquired  
57-48 the electric distribution system under 10 U.S.C. Section 2688.

57-49 SECTION 272. Section 37.102(a), Utilities Code, is amended  
57-50 to read as follows:

57-51 (a) If a municipal corporation offers retail electric  
57-52 utility service in a municipality having a population of more than  
57-53 151,000 [~~145,000~~] that is located in a county having a population of  
57-54 more than 2.5 [~~2~~] million, the commission shall singly certificate  
57-55 areas in the municipality's boundaries in which more than one  
57-56 electric utility provides electric utility service.

57-57 SECTION 273. Section 13.1395(a)(1), Water Code, is amended  
57-58 to read as follows:

57-59 (1) "Affected utility" means a retail public utility,  
57-60 exempt utility, or provider or conveyor of potable or raw water  
57-61 service that furnishes water service to more than one customer:

57-62 (A) in a county with a population of 3.3 million  
57-63 or more; or

57-64 (B) in a county with a population of 800,000  
57-65 [~~550,000~~] or more adjacent to a county with a population of 3.3  
57-66 million or more.

57-67 SECTION 274. Sections 13.245(c-5) and (c-6), Water Code,  
57-68 are amended to read as follows:

57-69 (c-5) Subsections (c-1), (c-2), (c-3), and (c-4) do not

58-1 apply to:

58-2 (1) a county that borders the United Mexican States  
58-3 and the Gulf of Mexico or a county adjacent to such a county;

58-4 (2) a county with a population of more than 30,000 and  
58-5 less than 36,000 [~~35,000~~] that borders the Red River; or

58-6 (3) a county with a population of more than 100,000 and  
58-7 less than 200,000 that borders a county described by Subdivision  
58-8 (2).

58-9 (c-6) Subsections (c-1), (c-2), (c-3), and (c-4) do not  
58-10 apply to:

58-11 (1) a county with a population of 170,000 [~~130,000~~] or  
58-12 more that is adjacent to a county with a population of 1.5 million  
58-13 or more that is within 200 miles of an international border; or

58-14 (2) a county with a population of more than 40,000 and  
58-15 less than 50,000 that contains a portion of the San Antonio River.

58-16 SECTION 275. Sections 13.2451(b-2) and (b-3), Water Code,  
58-17 are amended to read as follows:

58-18 (b-2) Subsection (b) does not apply to an extension of  
58-19 extraterritorial jurisdiction in a county:

58-20 (1) with a population of more than 30,000 and less than  
58-21 36,000 [~~35,000~~] that borders the Red River; or

58-22 (2) with a population of more than 100,000 and less  
58-23 than 200,000 that borders a county described by Subdivision (1).

58-24 (b-3) Subsection (b) does not apply to an extension of  
58-25 extraterritorial jurisdiction in a county:

58-26 (1) with a population of 170,000 [~~130,000~~] or more  
58-27 that is adjacent to a county with a population of 1.5 million or  
58-28 more that is within 200 miles of an international border; or

58-29 (2) with a population of more than 40,000 and less than  
58-30 50,000 that contains a portion of the San Antonio River.

58-31 SECTION 276. Sections 13.254(a-10) and (a-11), Water Code,  
58-32 are amended to read as follows:

58-33 (a-10) Subsection (a-8) does not apply to a county:

58-34 (1) with a population of more than 30,000 and less than  
58-35 36,000 [~~35,000~~] that borders the Red River; or

58-36 (2) with a population of more than 100,000 and less  
58-37 than 200,000 that borders a county described by Subdivision (1).

58-38 (a-11) Subsection (a-8) does not apply to a county:

58-39 (1) with a population of 170,000 [~~130,000~~] or more  
58-40 that is adjacent to a county with a population of 1.5 million or  
58-41 more that is within 200 miles of an international border; or

58-42 (2) with a population of more than 40,000 and less than  
58-43 50,000 that contains a portion of the San Antonio River.

58-44 SECTION 277. Section 13.2541(b), Water Code, is amended to  
58-45 read as follows:

58-46 (b) As an alternative to decertification or expedited  
58-47 release under Section 13.254, the owner of a tract of land that is  
58-48 at least 25 acres and that is not receiving water or sewer service  
58-49 may petition for expedited release of the area from a certificate of  
58-50 public convenience and necessity in the manner provided by this  
58-51 section and is entitled to that release if the landowner's property  
58-52 is located in a county with a population of at least 1.2 [~~one~~]  
58-53 million, a county adjacent to a county with a population of at least  
58-54 1.2 [~~one~~] million, or a county with a population of more than  
58-55 200,000 and less than 233,500 [~~220,000~~] that does not contain a  
58-56 public or private university that had a total enrollment in the most  
58-57 recent fall semester of 40,000 or more, and not in a county that has  
58-58 a population of more than 50,500 [~~45,500~~] and less than 52,000  
58-59 [~~47,500~~].

58-60 SECTION 278. Section 26.179(o), Water Code, is amended to  
58-61 read as follows:

58-62 (o) This section does not apply to an area within the  
58-63 extraterritorial jurisdiction of a municipality with a population  
58-64 greater than 1.3 million [~~900,000~~] that has extended to the  
58-65 extraterritorial jurisdiction of the municipality an ordinance  
58-66 whose purpose is to prevent the pollution of an aquifer which is the  
58-67 sole or principal drinking water source for the municipality.

58-68 SECTION 279. Section 26.3476(b), Water Code, is amended to  
58-69 read as follows:

59-1 (b) An underground storage tank system, at a minimum, shall  
 59-2 incorporate a method for secondary containment if the system is  
 59-3 located in:

59-4 (1) the outcrop of a major aquifer composed of  
 59-5 limestone and associated carbonate rocks of Cretaceous age or  
 59-6 older; and

59-7 (2) a county that:

59-8 (A) has a population of at least 1.2 [~~one~~]  
 59-9 million and relies on groundwater for at least 75 percent of the  
 59-10 county's water supply; or

59-11 (B) has a population of at least 75,000 and is  
 59-12 adjacent to a county described by Paragraph (A).

59-13 SECTION 280. Section 36.121, Water Code, is amended to read  
 59-14 as follows:

59-15 Sec. 36.121. LIMITATION ON RULEMAKING POWER OF DISTRICTS  
 59-16 OVER WELLS IN CERTAIN COUNTIES. Except as provided by Section  
 59-17 36.117, a district that is created under this chapter on or after  
 59-18 September 1, 1991, shall exempt from regulation under this chapter  
 59-19 a well and any water produced or to be produced by a well that is  
 59-20 located in a county that has a population of 15,500 [~~14,000~~] or less  
 59-21 if the water is to be used solely to supply a municipality that has a  
 59-22 population of 125,500 [~~121,000~~] or less and the rights to the water  
 59-23 produced from the well are owned by a political subdivision that is  
 59-24 not a municipality, or by a municipality that has a population of  
 59-25 133,000 [~~115,000~~] or less, and that purchased, owned, or held  
 59-26 rights to the water before the date on which the district was  
 59-27 created, regardless of the date the well is drilled or the water is  
 59-28 produced. The district may not prohibit the political subdivision  
 59-29 or municipality from transporting produced water inside or outside  
 59-30 the district's boundaries.

59-31 SECTION 281. Section 51.537(a), Water Code, is amended to  
 59-32 read as follows:

59-33 (a) This section applies only to a municipality any portion  
 59-34 of which is located in a county with a population of more than 1.2  
 59-35 [~~1~~] million and less than 1.5 million.

59-36 SECTION 282. Section 54.016(h), Water Code, is amended to  
 59-37 read as follows:

59-38 (h) A city, other than a city with a population of more than  
 59-39 one million that is located primarily in a county with a population  
 59-40 of 2.5 [~~two~~] million or more, may provide in its written consent for  
 59-41 the inclusion of land in a district that after annexation the city  
 59-42 may set rates for water and/or sewer services for property that was  
 59-43 within the territorial boundary of such district at the time of  
 59-44 annexation, which rates may vary from those for other properties  
 59-45 within the city for the purpose of wholly or partially compensating  
 59-46 the city for the assumption of obligation under this code providing  
 59-47 that:

59-48 (1) such written consent contains a contract entered  
 59-49 into by the city and the persons petitioning for creation of the  
 59-50 district setting forth the time and/or the conditions of annexation  
 59-51 by the city which annexation shall not occur prior to the  
 59-52 installation of 90 percent of the facilities for which district  
 59-53 bonds were authorized in the written consent; and that

59-54 (2) the contract sets forth the basis on which rates  
 59-55 are to be charged for water and/or sewer services following  
 59-56 annexation and the length of time they may vary from those rates  
 59-57 charged elsewhere in the city; and that

59-58 (3) the contract may set forth the time, conditions,  
 59-59 or lands to be annexed by the district; and that

59-60 (4)(A) Each purchaser of land within a district which  
 59-61 has entered into a contract with a city concerning water and/or  
 59-62 sewer rates as set forth herein shall be furnished by the seller at  
 59-63 or prior to the final closing of the sale and purchase with a  
 59-64 separate written notice, executed and acknowledged by the seller,  
 59-65 which shall contain the following information:

59-66 (i) the basis on which the monthly water  
 59-67 and/or sewer rate is to be charged under the contract stated as a  
 59-68 percentage of the water and/or sewer rates of the city;

59-69 (ii) the length of time such rates will be

60-1 in effect;

60-2 (iii) the time and/or conditions of  
60-3 annexation by the city implementing such rates.

60-4 The provisions of Sections 49.452(g)-(p) and (s), Water Code,  
60-5 are herein incorporated by reference thereto, and are applicable to  
60-6 the separate written notice required by Section 54.016(h)(4).

60-7 A suit for damages under the provisions of these referenced  
60-8 sections must be brought within 90 days after the purchaser  
60-9 receives his or her first water and/or sewer service charge  
60-10 following annexation, or the purchaser loses his or her right to  
60-11 seek damages under this referenced section.

60-12 (B) The governing board of any district covered  
60-13 by the provisions of this subsection shall file with the county  
60-14 clerk in each of the counties in which all or part of the district is  
60-15 located a duly affirmed and acknowledged statement which includes  
60-16 the information required in Section 54.016(h)(4)(A) and a complete  
60-17 and accurate map or plat showing the boundaries of the district.

60-18 The provisions of Sections 49.455(c)-(j), Water Code, are  
60-19 herein incorporated by reference thereto.

60-20 SECTION 283. Section 54.813(a), Water Code, is amended to  
60-21 read as follows:

60-22 (a) This section applies only to a municipality any portion  
60-23 of which is located in a county with a population of more than 1.2  
60-24 [~~1~~] million and less than 1.5 million.

60-25 SECTION 284. Section 1, Chapter 511 (H.B. 589), Acts of the  
60-26 58th Legislature, Regular Session, 1963 (Article 2676a, Vernon's  
60-27 Texas Civil Statutes), is amended to read as follows:

60-28 Sec. 1. From and after the effective date of this act in any  
60-29 county in this state having a population of not less than 372,000  
60-30 [~~312,000~~] and not more than 400,000 [~~330,000~~], the general  
60-31 management and control of the public free schools and high schools  
60-32 in each county unless otherwise provided by law shall be vested in  
60-33 five (5) county school trustees elected from the county, one of whom  
60-34 shall be elected from the county at large by the qualified voters of  
60-35 the county and one from each commissioners precinct by the  
60-36 qualified voters of each commissioners precinct, who shall hold  
60-37 office for a term of two (2) years. The time for such election shall  
60-38 be the first Saturday in April of each year; the order for the  
60-39 election of county school trustees to be made by the County Judge at  
60-40 least thirty (30) days prior to the date of said election, and which  
60-41 order shall designate as voting places or places at which votes are  
60-42 cast for the district trustees of said common and independent  
60-43 school districts, respectively. The election officers appointed to  
60-44 hold the election for district trustees in each of said school  
60-45 districts, respectively, shall hold this election for county school  
60-46 trustees.

60-47 SECTION 285. Section 1, Chapter 233 (H.B. 459), Acts of the  
60-48 59th Legislature, Regular Session, 1965 (Article 2676b, Vernon's  
60-49 Texas Civil Statutes), is amended to read as follows:

60-50 Sec. 1. This Act applies to a county-wide school district in  
60-51 a county having a population of more than 4,700 [~~5,250~~] and less  
60-52 than 4,900 [~~5,350~~]. The Board of Trustees may order that the  
60-53 trustees of the district shall run at large in the county. If the  
60-54 Board orders that its members shall run at large, each position  
60-55 shall be filled by election from the county at large upon expiration  
60-56 of the current term of office.

60-57 SECTION 286. Section 1(b), Chapter 63 (S.B. 100), Acts of  
60-58 the 57th Legislature, 3rd Called Session, 1962 (Article 2688h,  
60-59 Vernon's Texas Civil Statutes), is amended to read as follows:

60-60 (b) From and after May 1, 1962, the office of the county  
60-61 board of school trustees and the office of county superintendent  
60-62 shall cease to exist in any county in this State having a population  
60-63 of not less than 315,000 [~~285,000~~] and not more than 351,000  
60-64 [~~300,000~~] which has no common school district and whose county ad  
60-65 valorem evaluation is in excess of Two Hundred Fifty Million  
60-66 Dollars (\$250,000,000); provided, however, that the county  
60-67 superintendents in such counties who have been heretofore elected  
60-68 or appointed to the office of county superintendent shall serve  
60-69 until the expiration of the term for which they were elected or

61-1 appointed. The duties now performed by the board of school trustees  
61-2 and county superintendents in such counties shall be performed by  
61-3 the County Judges of such counties.

61-4 SECTION 287. Sections 5 and 6, Chapter 706 (H.B. 1015), Acts  
61-5 of the 59th Legislature, Regular Session, 1965 (Article 2688i-1,  
61-6 Vernon's Texas Civil Statutes), are amended to read as follows:

61-7 Sec. 5. The provisions of this Act shall not apply to  
61-8 counties having a population of not less than 4,700 [~~5,250~~] and not  
61-9 more than 4,900 [~~5,350~~] and to counties having a population of not  
61-10 less than 57,000 [~~54,000~~] and not more than 57,900 [~~54,500~~].

61-11 Sec. 6. No county having a population of more than 28,450  
61-12 [~~30,000~~] and less than 29,000 or a population of more than 31,045  
61-13 and less than 31,247 [~~32,000~~] shall have the offices of county  
61-14 school superintendent, ex officio county school superintendent,  
61-15 and county board of education.

61-16 All duties and functions, except as hereafter provided, that  
61-17 are otherwise required by law of the office of county school  
61-18 superintendent or ex officio county school superintendent governed  
61-19 by this section shall be performed by the superintendents of the  
61-20 independent and rural high school districts, and all duties that  
61-21 may otherwise be required by law of the county board of education  
61-22 governed by this section shall be performed by the elected Board of  
61-23 Trustees of such independent and rural high school districts,  
61-24 except that the County Judge shall, without pay from the State of  
61-25 Texas, continue to approve or disapprove application for school  
61-26 transfers. The Commissioners Court of such county shall hereafter  
61-27 receive, hear and pass upon all petitions for the calling of  
61-28 elections for the creation, change or abolishment of county school  
61-29 districts and all authorized appeals from the independent school  
61-30 Board of Trustees shall be made directly to the State Board of  
61-31 Education or to the courts as provided by law.

61-32 All school records of the original independent and/or common  
61-33 school district governed by this section, shall be transferred to  
61-34 the control and custody of the independent school district office,  
61-35 located at the county seat, save and except the original financial  
61-36 records which shall be retained by the county treasurer, and  
61-37 thereafter the County Judge shall be required to make no records or  
61-38 reports but said reports shall be made by the superintendent of such  
61-39 independent or rural school district; that as soon as practicable  
61-40 after the effective date of this Act, all remaining State funds in  
61-41 the hands of the county board of education shall be transferred by  
61-42 the county treasurer and the County Judge to the independent and  
61-43 rural high school districts in proportion to the number of  
61-44 scholastics enrolled in such districts.

61-45 SECTION 288. Section 31A(b), Texas Local Fire Fighters  
61-46 Retirement Act (Article 6243e, Vernon's Texas Civil Statutes), is  
61-47 amended to read as follows:

61-48 (b) This section applies only to a municipality:  
61-49 (1) with a population of less than 200,000;  
61-50 (2) that is located in a county with a population of  
61-51 not less than 2.5 [~~2~~] million and not more than 4 million;  
61-52 (3) that has a regularly organized fire department for  
61-53 which a retirement system and fund have been established under  
61-54 Section 4 of this Act; and  
61-55 (4) that before January 1, 2017, has one or more  
61-56 departments participating in the Texas Municipal Retirement  
61-57 System.

61-58 SECTION 289. Section 1.01, Chapter 183 (S.B. 598), Acts of  
61-59 the 64th Legislature, Regular Session, 1975 (Article 6243e.1,  
61-60 Vernon's Texas Civil Statutes), is amended to read as follows:

61-61 Sec. 1.01. APPLICABILITY. This Act applies only to a  
61-62 municipality having a population of more than 950,000 [~~750,000~~] and  
61-63 less than 1,050,000 [~~850,000~~].

61-64 SECTION 290. Section 1, Chapter 103 (S.B. 622), Acts of the  
61-65 62nd Legislature, Regular Session, 1971 (Article 6243f-1, Vernon's  
61-66 Texas Civil Statutes), is amended to read as follows:

61-67 Sec. 1. No member of a fire department in any city or town in  
61-68 this state having a population of not less than 900,000 [~~700,000~~]  
61-69 nor more than 950,000 [~~750,000~~] shall be involuntarily retired

62-1 prior to reaching the mandatory retirement age set for such cities'  
 62-2 employees unless he is physically unable to perform his duties. In  
 62-3 the event he is physically unable to perform his duties, he shall be  
 62-4 allowed to use all of his accumulated sick leave, before  
 62-5 retirement.

62-6 SECTION 291. Section 1(a), Chapter 451 (S.B. 737), Acts of  
 62-7 the 72nd Legislature, Regular Session, 1991 (Article 6243n,  
 62-8 Vernon's Texas Civil Statutes), is amended to read as follows:

62-9 (a) A retirement system is established by this Act for  
 62-10 employees of each municipality having a population of more than  
 62-11 950,000 [~~760,000~~] and less than 1,050,000 [~~860,000~~].

62-12 SECTION 292. Section 1.01, Chapter 452 (S.B. 738), Acts of  
 62-13 the 72nd Legislature, Regular Session, 1991 (Article 6243n-1,  
 62-14 Vernon's Texas Civil Statutes), is amended to read as follows:

62-15 Sec. 1.01. APPLICABILITY AND DEFINITIONS. This Act applies  
 62-16 only to a municipality having a population of more than 950,000  
 62-17 [~~750,000~~] and less than 1,050,000 [~~850,000~~].

62-18 SECTION 293. Section 1.03, Chapter 824 (S.B. 817), Acts of  
 62-19 the 73rd Legislature, Regular Session, 1993 (Article 6243o,  
 62-20 Vernon's Texas Civil Statutes), is amended to read as follows:

62-21 Sec. 1.03. APPLICABILITY. This Act applies to paid fire and  
 62-22 police departments of a municipality with a population between 1.4  
 62-23 [~~1.3~~] million and 1.7 [~~1.5~~] million.

62-24 SECTION 294. Section 1.03, Chapter 1332 (S.B. 1568), Acts  
 62-25 of the 75th Legislature, Regular Session, 1997 (Article 6243q,  
 62-26 Vernon's Texas Civil Statutes), is amended to read as follows:

62-27 Sec. 1.03. APPLICABILITY. This Act applies to a paid fire  
 62-28 and police department of a municipality with a population of 1.4  
 62-29 [~~1.3~~] million or more but less than 1.7 [~~1.5~~] million.

62-30 SECTION 295. Section 1, Chapter 809 (H.B. 1687), Acts of the  
 62-31 62nd Legislature, Regular Session, 1971 (Article 6812b-1, Vernon's  
 62-32 Texas Civil Statutes), is amended to read as follows:

62-33 Sec. 1. The Commissioners Court of any county having a  
 62-34 population of not less than 620,000 [~~425,000~~] nor more than 700,000  
 62-35 [~~500,000~~] may appoint a County Engineer, but the selection shall be  
 62-36 controlled by considerations of skill and ability for the task. The  
 62-37 engineer may be selected at any regular meeting of the  
 62-38 commissioners court, or at any special meeting called for that  
 62-39 purpose. The engineer selected shall be a Registered Professional  
 62-40 Engineer in the State of Texas. The engineer shall hold his office  
 62-41 for a period of two years, his term of office expiring concurrently  
 62-42 with the terms of other county officers, and he may be removed at  
 62-43 the pleasure of the commissioners court. The engineer shall  
 62-44 receive a salary to be fixed by the commissioners court not to  
 62-45 exceed the amount of the salary paid to the highest county official,  
 62-46 to be paid out of the Road and Bridge Fund. The engineer, before  
 62-47 entering upon the discharge of his duties, shall take the oath of  
 62-48 office prescribed by law, and shall execute a bond in the sum of  
 62-49 \$15,000 with a good and sufficient surety or sureties thereon,  
 62-50 payable to the county judge of the county and successors in office  
 62-51 in trust, for the use and the benefit of the Road and Bridge Fund, of  
 62-52 the county to be approved by the court, conditioned that such  
 62-53 engineer will faithfully and efficiently discharge and perform all  
 62-54 of the duties required of him by law and by the orders of said  
 62-55 commissioners court and shall faithfully and honestly and in due  
 62-56 time account for all of the money, property and materials placed in  
 62-57 his custody.

62-58 SECTION 296. (a) This Act is not intended to revive a law  
 62-59 that was impliedly repealed by a law enacted by the 87th Legislature  
 62-60 or a previous legislature.

62-61 (b) To the extent that a law enacted by the 88th  
 62-62 Legislature, Regular Session, 2023, conflicts with this Act, the  
 62-63 other law prevails, regardless of the relative dates of enactment  
 62-64 or the relative effective dates.

62-65 SECTION 297. This Act takes effect September 1, 2023.

62-66 \* \* \* \* \*