

AN ACT

relating to the release of certain areas from a municipality's extraterritorial jurisdiction by petition or election.

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

SECTION 1. Section 42.023, Local Government Code, is amended to read as follows:

Sec. 42.023. REDUCTION OF EXTRATERRITORIAL JURISDICTION. The extraterritorial jurisdiction of a municipality may not be reduced unless the governing body of the municipality gives its written consent by ordinance or resolution, except:

(1) in cases of judicial apportionment of overlapping extraterritorial jurisdictions under Section 42.901;

(2) in accordance with an agreement under Section 42.022(d); ~~[or]~~

(3) as necessary to comply with Section 42.0235; or

(4) as necessary to comply with Subchapter D or E.

SECTION 2. Section 42.101, Local Government Code, is amended to read as follows:

Sec. 42.101. APPLICABILITY. This subchapter does not apply to an area located:

(1) within five miles of the boundary of a military base, as defined by Section 43.0117, at which an active training program is conducted;

(2) in an area that was voluntarily annexed into the

extraterritorial jurisdiction that is located in a county:

(A) in which the population grew by more than 50 percent from the previous federal decennial census in the federal decennial census conducted in 2020; and

(B) that has a population greater than 240,000;

(3) within the portion of the extraterritorial jurisdiction of a municipality with a population of more than 1.4 million that is:

(A) within 15 miles of the boundary of a military base, as defined by Section 43.0117, at which an active training program is conducted; and

(B) in a county with a population of more than two million;

(4) in an area designated as an industrial district under Section 42.044; ~~or~~

(5) in an area subject to a strategic partnership agreement entered into under Section 43.0751; or

(6) for the extraterritorial jurisdiction of a municipality located in four or more counties, one of which has a population of 2.1 million or more and is adjacent to a county with a population of 2.6 million or more:

(A) in an area subject to an active development agreement entered into under Section 212.172 with the municipality;

(B) in a platted or unplatted lot of less than 12 acres unless included with the other land in a petition for release under Section 42.102; or

(C) within a platted subdivision of 25 or more

1 lots if the area is a single lot.

2 SECTION 3. Section 42.151, Local Government Code, is
3 amended to read as follows:

4 Sec. 42.151. APPLICABILITY. This subchapter does not apply
5 to an area located:

6 (1) within five miles of the boundary of a military
7 base, as defined by Section 43.0117, at which an active training
8 program is conducted;

9 (2) in an area that was voluntarily annexed into the
10 extraterritorial jurisdiction that is located in a county:

11 (A) in which the population grew by more than 50
12 percent from the previous federal decennial census in the federal
13 decennial census conducted in 2020; and

14 (B) that has a population greater than 240,000;

15 (3) within the portion of the extraterritorial
16 jurisdiction of a municipality with a population of more than 1.4
17 million that is:

18 (A) within 15 miles of the boundary of a military
19 base, as defined by Section 43.0117, at which an active training
20 program is conducted; and

21 (B) in a county with a population of more than two
22 million;

23 (4) in an area designated as an industrial district
24 under Section 42.044; ~~[or]~~

25 (5) in an area subject to a strategic partnership
26 agreement entered into under Section 43.0751; or

27 (6) for the extraterritorial jurisdiction of a

1 municipality located in four or more counties, one of which has a
2 population of 2.1 million or more and is adjacent to a county with a
3 population of 2.6 million or more:

4 (A) in an area subject to an active development
5 agreement entered into under Section 212.172 with the municipality;

6 (B) in a platted or unplatted lot of less than 12
7 acres unless included with the other land in a petition for release
8 under Section 42.152; or

9 (C) within a platted subdivision of 25 or more
10 lots if the area is a single lot.

11 SECTION 4. Section 42.152, Local Government Code, is
12 amended by amending Subsection (a) and adding Subsection (d) to
13 read as follows:

14 (a) A resident of an area in a municipality's
15 extraterritorial jurisdiction may request the municipality to hold
16 an election in accordance with this subchapter to vote on the
17 question of whether to release the area from the municipality's
18 extraterritorial jurisdiction by filing with the municipality a
19 petition that includes the signatures of at least five percent of
20 the registered voters residing in the area as of the date of the
21 preceding uniform election date. A resident may only file for
22 release of an area if the resident resides in the area subject to
23 the release.

24 (d) If a municipality receives a petition under this
25 section, the municipality shall provide notice of the petition to
26 the residents and landowners of the area described by the petition.
27 The municipality shall provide the notice not later than the

1 seventh business day after the date the municipality receives the
2 petition.

3 SECTION 5. Subchapter E, Chapter 42, Local Government Code,
4 is amended by adding Section 42.157 to read as follows:

5 Sec. 42.157. OPT OUT OF REMOVAL. Before an area is released
6 from a municipality's extraterritorial jurisdiction under this
7 subchapter, a landowner in the area to be released must be provided
8 the opportunity to have the landowner's property remain within the
9 municipality's extraterritorial jurisdiction.

10 SECTION 6. The changes in law made by this Act apply only to
11 the eligibility of an area to be released from a municipality's
12 extraterritorial jurisdiction as the result of a petition filed
13 under Subchapter D, Chapter 42, Local Government Code, or an
14 election requested under Subchapter E of that chapter, as
15 applicable, on or after the effective date of this Act.

16 SECTION 7. This Act takes effect September 1, 2025.

H.B. No. 2512

President of the Senate

Speaker of the House

I certify that H.B. No. 2512 was passed by the House on May 16, 2025, by the following vote: Yeas 112, Nays 21, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 2512 on May 29, 2025, by the following vote: Yeas 119, Nays 20, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 2512 was passed by the Senate, with amendments, on May 27, 2025, by the following vote: Yeas 27, Nays 4.

Secretary of the Senate

APPROVED: _____

Date

Governor