

By: Troxclair

H.B. No. 3643

A BILL TO BE ENTITLED

AN ACT

relating to the withdrawal of a unit of election from certain metropolitan rapid transit authorities and the net financial obligation of that withdrawal.

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

SECTION 1. Section 451.603(c), Transportation Code, is amended to read as follows:

(c) An election to withdraw may not be held ~~[ordered, and a petition for an election to withdraw may not be accepted for filing, on or]~~ before the second ~~[fifth]~~ anniversary of the first day of the calendar month in which a ~~[after the date of a]~~ previous election to withdraw ~~[in]~~ the unit of election ~~[to withdraw]~~ from the authority was held.

SECTION 2. Section 451.611, Transportation Code, is amended by amending Subsection (a) and adding Subsections (c-1) and (e) to read as follows:

(a) Except as provided by Subsection (c-1), the ~~[The]~~ net financial obligation of a withdrawn unit of election to the authority is an amount equal to:

(1) the gross financial obligations of the unit, which is the sum of:

(A) the unit's apportioned share of the authority's outstanding obligations; and

(B) the amount, not computed in Subdivision

1 (1)(A), that is necessary and appropriate to allocate to the unit  
2 because of financial obligations of the authority that specifically  
3 relate to the unit; minus

4 (2) the unit's apportioned share of the unencumbered  
5 assets of the authority that consist of cash, cash deposits,  
6 certificates of deposit, and bonds, stocks, and other negotiable  
7 securities.

8 (c-1) This subsection applies only to a withdrawn unit of  
9 election that has a total number of inhabitants equal to two percent  
10 or less of the total number of inhabitants of the authority,  
11 including the number of inhabitants of the unit. The net financial  
12 obligation of a withdrawn unit of election to which this subsection  
13 applies is the fair market value of the authority's property that  
14 will remain in the unit after the unit's withdrawal.

15 (e) An authority shall annually make a good faith estimate  
16 of each unit of election's net financial obligation and shall  
17 report that estimate to the unit of election not later than July 1  
18 of each year.

19 SECTION 3. This Act takes effect immediately if it receives  
20 a vote of two-thirds of all the members elected to each house, as  
21 provided by Section 39, Article III, Texas Constitution. If this  
22 Act does not receive the vote necessary for immediate effect, this  
23 Act takes effect September 1, 2025.