

By: Parker, et al.

S.B. No. 1059

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the authority of the governing body of a home-rule
3 municipality to submit a proposed charter amendment to the voters
4 for approval if application of the provisions of the amendment
5 would be contrary to state law.

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

7 SECTION 1. Section 9.004(a), Local Government Code, is
8 amended to read as follows:

9 (a) Except as provided by Sections 9.0041 and [Section]
10 9.0045, the governing body of a municipality on its own motion may
11 submit a proposed charter amendment to the municipality's qualified
12 voters for their approval at an election. The governing body shall
13 submit a proposed charter amendment to the voters for their
14 approval at an election if the submission is supported by a petition
15 signed by a number of qualified voters of the municipality equal to
16 at least five percent of the number of qualified voters of the
17 municipality or 20,000, whichever number is the smaller.

18 SECTION 2. Chapter 9, Local Government Code, is amended by
19 adding Section 9.0041 to read as follows:

20 Sec. 9.0041. AUTHORITY TO PROPOSE CHARTER AMENDMENT
21 CONTRARY TO STATE LAW. The governing body of a municipality may not
22 submit a proposed charter amendment to the voters for approval if
23 application of the provisions of the amendment would be contrary to
24 state law.

1 SECTION 3. This Act takes effect September 1, 2025.