By: Hinojosa of Hidalgo S.B. No. 425

A BILL TO BE ENTITLED

AN ACT

relating to the authority of certain municipalities to annex enclaves and near enclaves.

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

SECTION 1. The heading to Section 43.0115, Local Government Code, is amended to read as follows:

Sec. 43.0115. AUTHORITY OF CERTAIN MUNICIPALITIES TO ANNEX ENCLAVES AND NEAR ENCLAVES.

SECTION 2. Section 43.0115(a), Local Government Code, is amended to read as follows:

(a) This section applies only to:

(1) a municipality that:

(A) [~~(1)~~] is wholly or partly located in a county in which a majority of the population of two or more municipalities, each with a population of 300,000 or more, are located; and

(B) [~~(2)~~] proposes to annex an area that:

(i) [~~(A)~~] is wholly surrounded by a municipality and within the municipality's extraterritorial jurisdiction; and

(ii) [~~(B)~~] has fewer than 100 dwelling units; and

(2) a municipality with a population of more than 100,000 and less than 140,000 that:

(A) is located in a county that borders the

United Mexican States; and

(B) proposes to annex an area that:

(i) is at least 75 percent surrounded by a municipality and within the municipality's extraterritorial jurisdiction; and

(ii) has fewer than 100 dwelling units.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2027.