

## **BILL ANALYSIS**

Senate Research Center  
76R4026 CAG-D

S.B. 289  
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3/4/1999  
As Filed

### **DIGEST**

Currently, Texas law does not require an election to be held for proposed annexation of a certain area. Residents of Houston's extraterritorial jurisdiction (ETJ) seek the right to determine whether their area should be annexed. S.B. 289 would allow residents of Houston's ETJ to vote on annexation by the City of Houston.

### **PURPOSE**

As proposed, S.B. 289 requires voter approval for proposed annexations by certain municipalities.

### **RULEMAKING AUTHORITY**

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Chapter 43B, Local Government Code, by adding Section 43.0215, as follows:

Sec. 43.0215. VOTER APPROVAL OF ANNEXATION REQUIRED. Provides that this section applies to a municipality with a population of 1.5 million or more. Prohibits the municipality from annexing an area for full or limited purposes unless under certain conditions exist. Prohibits the municipality from annexing any portion of the area before the 10th anniversary of the date of the election, if a majority of votes received in the election disapprove the annexation. Provides that this section does not apply to annexation of an area if under certain conditions exist. Requires the municipality to mail notice of the date of the election and the area proposed to be annexed to all registered voters in the proposed area. Requires the municipality to pay the cost of holding the election and mailing notice of the election to registered voters.

SECTION 2. Makes application of this Act prospective.

SECTION 3. Effective date: September 1, 2001.

SECTION 4. Emergency clause.