

## **BILL ANALYSIS**

Senate Research Center

C.S.S.B. 1735  
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Intergovernmental Relations  
5-13-97  
Committee Report (Substituted)

### **DIGEST**

Currently, Texas law allows a general-law municipality to annex adjacent territory without the consent of certain persons. Some general-law cities do not provide any of their citizens with water or sewer service because the citizens of the city may wish to obtain water service from existing water control and improvement districts. C.S.S.B. 1735 allows a general-law city to annex adjacent territory without the consent of certain persons if the service plan of a city requires the municipality to provide the area to be annexed with the same level of services available to citizens currently.

### **PURPOSE**

As proposed, C.S.S.B. 1735 allows a general-law city to annex adjacent territory without the consent of certain persons if the service plan of a city requires the municipality to provide the area to be annexed with the same level of services available to citizens currently.

### **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 43.034, as follows:

Sec. 43.034. AUTHORITY OF GENERAL-LAW MUNICIPALITY TO ANNEX AREA; CERTAIN MUNICIPALITIES. Authorizes a Type A general-law municipality to annex an adjacent area without the consent of any of the residents or voters of the area and without the consent of any of the owners of land in the area, if certain conditions apply.

SECTION 2. Emergency clause.  
Effective date: upon passage.

### **SUMMARY OF COMMITTEE CHANGES**

SECTION 1.

Amends Section 43.034, Local Government Code, by setting forth provisions regarding Type A general-law municipalities, rather than general-law municipalities, in adjacent areas, rather than adjacent territories. Requires the municipality to have a population of 3,000 or less, rather than a population of more than 700 but less than 1,000. Authorizes a Type A general-law municipality to annex an area if the municipality completely surrounds the territory in which the area is located, and the municipality has enacted an ordinance governing zoning, among other provisions.