

BILL ANALYSIS

Senate Research Center

H.B. 3234
By: Najera (Zaffirini)
Border Affairs - Special
5/6/1999
Committee Report (Amended)

DIGEST

Currently, houses in some colonias are constructed so close to an existing road that widening the road to meet platting requirements is impractical. Law designed to prevent the proliferation of colonias prohibits electricity and other utilities from being provided to colonias that are unplatted. H.B. 3234 encourages individuals to build homes on land with water service by allowing certain utilities to be provided to a unplatted colonia which meets certain requirements, including preexisting water service.

PURPOSE

As proposed, H.B. 3234 allows certain utilities to be provided to an unplatted colonia which meets certain requirements, including preexisting water service.

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 Section 212.012, Local Government Code, by amending Subsections (c) and (d) and adding Subsection (f), to authorize an entity described by Subsection (b) to take certain actions, if the municipal authority responsible for approving plats issues a certificate relating to subdivisions and water. Authorizes a service requestor to obtain a certificate by providing a certain affidavit regarding property ownership. Makes conforming changes.

SECTION 2. Amends Section 232.029, Local Government Code, by amending Subsections (c)-(e) and adding Subsection (f), to authorize certain actions if subdivided land was sold or conveyed before September 1, 1995, rather than July 1, 1995, if the land was improved by certain actions that began before May 1, 1997, or if the land was not subdivided with certain water service provisions after September 1, 1995. Changes the dates by which certain property transfer actions can be documented from July 1, 1995, to September 1, 1995. Makes conforming changes.

SECTION 3. Emergency clause.
Effective date: upon passage.

SUMMARY OF COMMITTEE CHANGES

SECTION 1.

Amends Section 212.012(c)(5)(A), Local Government Code, to increase the distance water service is available from the land from 500 to 750 feet.

SECTION 2.

Amends 232.029(c)(2)(A), Local Government Code, to make a conforming change.