

BILL ANALYSIS

Senate Research Center

S.B. 1939
By: Armbrister
Intergovernmental Relations
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As Filed

DIGEST

Currently, the City of Austin maintains extraterritorial jurisdiction in parts of Hays County. There is a concern that leaving Austin's regulatory authority in place will delay the delivery of surface water to the area and jeopardize resources important to Hays County and the City of Austin. S.B. 1939 would remove the City of Austin's extraterritorial jurisdiction from Hays County in order to make it more likely that purveyors of water would be willing to make the necessary infrastructure investments to bring surface water to Hays County and end the county's dependence on underground water resources and on-site wastewater systems.

PURPOSE

As proposed, S.B. 1939 outlines provisions regarding limiting the area that may be included in the extraterritorial jurisdiction of 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 Subchapter B, Local Government Code, by adding Section 42.026, as follows:

Sec. 42.026. LIMITATION ON EXTRATERRITORIAL JURISDICTION OF CERTAIN MUNICIPALITIES. Provides that this section applies only to a home-rule municipality located in whole or in part in a county with a population of 240,000 or less. Provides that the extraterritorial jurisdiction of the municipality does not include territory located outside the county in which a majority of the land area of the municipality is located and located in a county with a population of 70,000 or less.

SECTION 2. Effective date: September 1, 1997.

SECTION 3. Emergency clause.