

## CHAPTER 172

## H.B. No. 1312

## AN ACT

relating to governmental authority and voter rights in the extraterritorial jurisdiction of certain municipalities.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Subchapter Z, Chapter 42, Local Government Code, is amended by adding Section 42.904 to read as follows:

*Sec. 42.904. EXTRATERRITORIAL JURISDICTION AND VOTING RIGHTS IN CERTAIN MUNICIPALITIES. (a) This section applies only to a municipality that has disannexed territory under Section 43.133 that it had previously annexed for limited purposes and that has extended rules to its extraterritorial jurisdiction under Section 212.003.*

*(b) The municipality shall allow all qualified voters residing in the municipality's extraterritorial jurisdiction to vote on any proposition that is submitted to the voters of the municipality and that involves:*

*(1) an adoption of or change to an ordinance or charter provision that would apply to the municipality's extraterritorial jurisdiction; or*

*(2) a nonbinding referendum that, if binding, would apply to the municipality's extraterritorial jurisdiction.*

SECTION 2. This Act does not affect the validity of an ordinance or charter provision adopted before the effective date of this Act other than an ordinance or charter provision relating to persons eligible to vote in municipal elections.

**SECTION 3.** The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on April 30, 1993: Yeas 121, Nays 0, one present not voting;  
passed by the Senate on May 7, 1993: Yeas 30, Nays 0.

Approved May 17, 1993.

Effective May 17, 1993.