

## CHAPTER 610

## S.B. No. 530

## AN ACT

relating to the creation of metropolitan rapid transit authorities.

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

SECTION 1. Chapter 141, Acts of the 63rd Legislature, Regular Session, 1973 (Article 1118x, Vernon's Texas Civil Statutes), is amended by adding Section 3B to read as follows:

Sec. 3B. **ALTERNATE CITIES.** (a) *For the purposes of this section, "alternate city" is a city:*

- (1) *with a population in excess of 60,000 according to the most recent federal census;*
- (2) *located in a metropolitan area in which the population of the principal city exceeds 1,200,000 according to the most recent federal census; and*
- (3) *not part of the territory of an existing authority.*

(b) *Except as provided by Subsection (c) of this section, an alternate city may create a metropolitan transit authority in the same manner as a principal city with a population in excess of 1,200,000 according to the most recent federal census. Except as provided by Subsection (d) of this section, an authority created by an alternate city and confirmed has the same powers and duties as an authority in which the population of the principal city exceeds 1,200,000 according to the most recent federal census.*

(c) *The governing body of an alternate city shall by ordinance or resolution set a time and a place for holding a public hearing if an authority is proposed under either method provided by Subsection (a) of Section 3 of this Act. The ordinance or resolution must define the boundaries of the areas proposed to be included in the authority. The initial territory in an authority shall include all the territory in the jurisdiction of the alternate city and may include an area that the alternate city completely surrounds and has been designated by the alternate city as an industrial district.*

(d) *An authority created by an alternate city and confirmed has a board composed of five members who serve for terms of two years. The members shall be appointed by the mayor of the alternate city subject to confirmation by the governing body of the alternate city. A vacancy shall be filled for the remainder of the term in the same manner as that provided for original appointment. On expiration of a term of office of a member of the board, the member may be reappointed or another person may be appointed to replace the member for a succeeding term. A member of the board is entitled to reimbursement for necessary and reasonable expenses incurred in the discharge of duties as a board member. A board*

*member in an alternate city authority receives no compensation for attending a board meeting. Section 6B of this Act does not apply to authorities created by alternate cities.*

*(e) An authority created by an alternate city and confirmed and an authority in which the population of the principal city exceeds 1,200,000 according to the most recent federal census may contract for service outside the area of their respective authorities for the purpose of providing access between the two authorities.*

**SECTION 2.** Subsection (a), Section 3, Chapter 141, Acts of the 63rd Legislature, Regular Session, 1973 (Article 1118x, Vernon's Texas Civil Statutes), is amended to read as follows:

(a) The governing body of a principal city in a metropolitan area may, on its own motion, shall, as provided in Subsection (b) of this section, and shall, upon being presented with a petition so requesting signed by not less than 500 [5,000] qualified voters residing within such metropolitan area, institute proceedings to create a rapid transit authority in the manner prescribed in this section.

**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 the Senate on March 25, 1993: Yeas 31, Nays 0; the Senate concurred in House amendment on May 25, 1993, by a viva-voce vote; passed the House, with amendment, on May 21, 1993, by a non-record vote.

Approved June 13, 1993.

Effective Aug. 30, 1993, 90 days after date of adjournment.