

## CHAPTER 674

## S.B. No. 987

## AN ACT

relating to the service area for a municipal drainage utility system.

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

SECTION 1. Subdivision (8), Section 402.044, Local Government Code, is amended to read as follows:

(8) "Service area" means the municipal boundaries and any other land areas outside the municipal boundaries which, as a result of topography or hydraulics, contribute overland flow into the watersheds served by the drainage system of a municipality; provided, however, that in no event may a service area extend farther than the boundaries of a municipality's current extraterritorial jurisdiction, nor may a service area of one municipality extend into the boundaries of another incorporated town, city, or municipality. The service area is to be established in the ordinance establishing the drainage utility. Provided, that no municipality shall extend a service area outside of its municipal boundaries except:

(A) a municipality of more than 400,000 population located in one or more counties of less than 600,000 population according to the most recent federal census; *or*

(B) a municipality all or part of which is located over or within the Edwards Aquifer recharge zone or the Edwards Aquifer transition zone, as designated by the Texas Water Commission.

SECTION 2. Section 402.053, Government Code,<sup>1</sup> is amended by adding Subsection (d) to read as follows:

*(d) A municipality may exempt property owned by a religious organization that is exempt from taxation pursuant to Section 11.20, Tax Code, from drainage charges under this subchapter.*

<sup>1</sup> So in original; should probably read, "Local Government Code".

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 April 30, 1993: Yeas 28, Nays 0; May 28, 1993, Senate refused to concur in House amendment and requested appointment of Conference Committee; May 28, 1993, House granted request of the Senate; May 29, 1993, Senate adopted Conference Committee Report by the following vote: Yeas 31, Nays 0; passed the House, with amendment, on May 25, 1993, by a non-record vote; May 28, 1993, House granted request of the Senate for appointment of Conference Committee; May 29, 1993, House adopted Conference Committee Report by a non-record vote.

Approved June 15, 1993.

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