

By: _____

____.B. No. _____

A BILL TO BE ENTITLED

AN ACT

relating to the authority of certain counties to regulate subdivisions in a municipality's extraterritorial jurisdiction.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 242.001, Local Government Code, is amended by adding Subsection (d-1) and amending Subsection (f) to read as follows:

(d-1) This subsection applies only to a county with a population of more than 371,000 and less than 420,000. A county by order may terminate an agreement entered into under Subsection (c). A county that terminates an agreement has exclusive jurisdiction to regulate subdivision plats and approve related permits in the extraterritorial jurisdiction of the municipality that was a party to the agreement and may regulate subdivisions in the extraterritorial jurisdiction under Sections 232.001-232.005, Subchapter B or C, Chapter 232, and other statutes applicable to the county. The county's authority under this subsection applies only:

(1) for an application submitted on or after the date the county adopts the order to terminate the agreement; and

(2) to an area not subject to an agreement to annex the area within 15 years from the date the county adopts the order.

(f) Except as provided by Subsection (d-1), if ~~if~~ a certified agreement between a county and municipality as required by Subsection (c) is not in effect on or before the applicable date

1 prescribed by Section 242.0015(a), the municipality and the county
2 must enter into arbitration as provided by Section 242.0015. If the
3 arbitrator or arbitration panel, as applicable, has not reached a
4 decision in the 60-day period as provided by Section 242.0015, the
5 arbitrator or arbitration panel, as applicable, shall issue an
6 interim decision regarding the regulation of plats and subdivisions
7 and approval of related permits in the extraterritorial
8 jurisdiction of the municipality. The interim decision shall
9 provide for a single set of regulations and authorize a single
10 entity to regulate plats and subdivisions. The interim decision
11 remains in effect only until the arbitrator or arbitration panel
12 reaches a final decision.

13 SECTION 2. This Act takes effect September 1, 2023.