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AN ACT

relating to the requirement for water district consent to certain actions by municipalities that provide law enforcement or fire protection services.

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

SECTION 1. Subchapter H, Chapter 49, Water Code, is amended by adding Section 49.237 to read as follows:

Sec. 49.237. DISTRICT CONSENT REQUIREMENT. (a) This section applies only to a district that:

(1) provides potable water or sewer service;

(2) contracts for or employs peace officers;

(3) maintains a fire department;

(4) has within its boundaries:

(A) a private airport with a runway exceeding 5,900 feet in length; and

(B) a hotel; and

(5) is located in two counties.

(b) The area within a district described by Subsection (a) may not be included without the consent of the district in the boundaries of a municipality that provides law enforcement or fire protection services.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this

- 1 Act does not receive the vote necessary for immediate effect, this
- 2 Act takes effect September 1, 2005.

David Newburt
President of the Senate

Tom Craddick
Speaker of the House

I hereby certify that S.B. No. 1498 passed the Senate on April 26, 2005, by the following vote: Yeas 31, Nays 0. _____

Antony Spaw
Secretary of the Senate

I hereby certify that S.B. No. 1498 passed the House on May 25, 2005, by the following vote: Yeas 144, Nays 0, two present not voting. _____

Robert Haney
Chief Clerk of the House

Approved:

18 JUNE '05
Date

Rick Perry
Governor

FILED IN THE OFFICE OF THE
 SECRETARY OF STATE
 10:20 AM O'CLOCK
 JUN 18 2005
Roger Williams
 Secretary of State