

BILL ANALYSIS

Senate Research Center
78R7544 DRH-D

S.B. 1223
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DIGEST AND PURPOSE

Current Texas law mandates that a building erected in an unincorporated area of the county must have a permit from the county to build. As proposed, S.B. 1223 grants municipalities authority over construction in their own extraterritorial jurisdictions.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Chapter 233, Local Government Code, by adding Subchapter Z, as follows:

SUBCHAPTER Z. MISCELLANEOUS PROVISIONS

Sec. 233.901. COUNTY BUILDING PERMIT IN EXTRATERRITORIAL JURISDICTION PROHIBITED. Prohibits a county from requiring a permit to erect or improve a building or other structure in the extraterritorial jurisdiction of a municipality, as defined by Chapter 42.

SECTION 2. Effective date: September 1, 2003.
Makes application of this Act prospective.