

1-1 By: Fallon S.B. No. 452
1-2 (In the Senate - Filed January 24, 2019; February 14, 2019,
1-3 read first time and referred to Committee on Intergovernmental
1-4 Relations; April 1, 2019, reported favorably by the following
1-5 vote: Yeas 7, Nays 0; April 1, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to the authority of general-law municipalities to impose
1-18 term limits on the members of their governing bodies.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Subchapter A, Chapter 21, Local Government Code,
1-21 is amended by adding Section 21.006 to read as follows:

1-22 Sec. 21.006. TERM LIMITS FOR GOVERNING BODY OF GENERAL-LAW
1-23 MUNICIPALITY. (a) In this section:

1-24 (1) "Governing body" includes the presiding officer of
1-25 the governing body.

1-26 (2) "Municipal term limit" means a limit on the number
1-27 of terms of service a member of the governing body of a municipality
1-28 may serve on the governing body.

1-29 (b) The governing body of a general-law municipality may
1-30 order an election to impose, amend, or repeal municipal term
1-31 limits.

1-32 (c) The ballot at an election for imposing municipal term
1-33 limits must be printed to permit voting for or against the
1-34 proposition: "Imposing term limits consisting of (insert number of
1-35 terms and length of terms) on a person's service on the governing
1-36 body of (insert name of municipality)." If a majority of the votes
1-37 received at the election favor the proposition, the number of terms
1-38 a person may serve on the governing body is limited as provided in
1-39 the proposition.

1-40 (d) The ballot at an election for amending municipal term
1-41 limits must be printed to permit voting for or against the
1-42 proposition: "Amending term limits to (insert "increase" or
1-43 "decrease") the number of terms a person may serve on the governing
1-44 body of (insert name of municipality) by providing for term limits
1-45 consisting of (insert number of terms and length of terms) on the
1-46 person's service on the governing body." If a majority of the votes
1-47 received at the election favor the proposition, the number of terms
1-48 a person may serve on the governing body is limited as amended.

1-49 (e) The ballot at an election for repealing municipal term
1-50 limits must be printed to permit voting for or against the
1-51 proposition: "Repealing term limits for a person's service on the
1-52 governing body of (insert name of municipality)." If a majority of
1-53 the votes received at the election favor the proposition, the
1-54 municipal term limits are repealed.

1-55 (f) If less than a majority of the votes received at an
1-56 election under Subsection (d) or (e) favor the applicable
1-57 proposition, municipal term limits that existed before the election
1-58 are not affected.

1-59 (g) A municipal term limit imposed or amended by an election
1-60 held under this section does not apply to a term that a member of the
1-61 governing body is serving or was elected or appointed to serve on or

2-1 before the date the election was held.

2-2 SECTION 2. This Act takes effect immediately if it receives
2-3 a vote of two-thirds of all the members elected to each house, as
2-4 provided by Section 39, Article III, Texas Constitution. If this
2-5 Act does not receive the vote necessary for immediate effect, this
2-6 Act takes effect September 1, 2019.

2-7 * * * * *