

REVENUE: No Revenue Impact
FISCAL: Has minimal fiscal impact
SUBSEQUENT REFERRAL TO:

Action:

Vote:

Yeas:

Nays:

Exc.:

Prepared By: James LaBar, Administrator

Meeting Dates: 5/13

WHAT THE MEASURE DOES: Prohibits city from requiring consent to annexation of landowner's property in exchange for city providing county service as agent of county. Declares emergency, effective upon passage.

ISSUES DISCUSSED:

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND:

Ambiguity in current law allows cities to require consent to eventual annexation of a landowner's property in exchange for extraterritorial services.

In an opinion dated January 9, 2006, Legislative Counsel determined that a requirement that property owners consent to eventual annexation of property to obtain approval of a building permit for that property is "beyond the scope of the building inspection program."

House Bill 2938 would put in statute a prohibition on cities requiring consent to annexation of a landowner's property in exchange for the city providing county services as an agent of the county.

The vote count in the Rural Communities, Land Use and Water Committee was 7-0, and the House vote count was 59-1.