

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

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FISCAL IMPACT STATEMENT

LS 6749

BILL NUMBER: SB 285

NOTE PREPARED: Jan 29, 2013

BILL AMENDED: Jan 29, 2013

SUBJECT: Waiver of the Right to Remonstrate Against Annexation.

FIRST AUTHOR: Sen. Buck

FIRST SPONSOR:

BILL STATUS: 2nd Reading - 1st House

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: Local

Summary of Legislation: (Amended) The bill provides that if a person releases the person's right to remonstrate against an annexation as part of a contract with a municipality for providing sewer service to the person's property, the release is not binding on a successor in title to the property unless, for sewer contracts executed after June 30, 2013, the successor in title: (1) has actual notice of the release; or (2) has constructive notice of the release because the contract has been entered and recorded in the chain of title of the property.

Effective Date: July 1, 2013.

Explanation of State Expenditures:

Explanation of State Revenues:

Explanation of Local Expenditures: (Revised) The bill may reduce remonstrations against annexation after June 30, 2013, in areas where sewer service has been provided, if the successor in title has actual notice of the release to remonstrate or constructive notice of the release due to the contract being entered and recorded in the chain of title of the property.

Explanation of Local Revenues:

State Agencies Affected: Municipalities wishing to annex further territory.

Local Agencies Affected:

Information Sources:

Fiscal Analyst: Chris Baker, 317-232-9851.