

By: King of Parker

H.B. No. 64

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the composition of districts for the election of
3 members of the State Board of Education.

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

5 SECTION 1. The purpose of this Act is to fulfill the
6 legislature's duty to redraw the districts for the election of the
7 members of the State Board of Education in compliance with the
8 United States and Texas Constitutions and applicable federal law
9 following the publication of the 2020 federal decennial census.

10 SECTION 2. (a) The districts from which the members of the
11 State Board of Education are elected are the districts as provided
12 by law and used for the election of the members of the State Board of
13 Education at the 2018 and 2020 general elections except as those
14 districts are changed by Section 3 of this Act.

15 (b) One member is elected from each district established by
16 this Act.

17 (c) For purposes of Section 7.104, Education Code, this Act
18 constitutes a decennial reapportionment.

19 SECTION 3. (a) The portion of State Board of Education
20 District 5 located in Travis County tract 000102, block 2017, is
21 transferred to State Board of Education District 10.

22 (b) The portion of State Board of Education District 8
23 located in Harris County tract 556000, block 2003, is transferred
24 to State Board of Education District 6.

1 (c) The portion of State Board of Education District 12
2 located in Dallas County tract 013200, block 1003, is transferred
3 to State Board of Education District 11.

4 SECTION 4. In this Act, "tract," "block group," and "block"
5 mean the geographic areas identified by those terms on the 2010
6 Census TIGER/Line Shapefiles, prepared by the federal Bureau of the
7 Census for the Twenty-third Decennial Census of the United States,
8 enumerated as of April 1, 2010.

9 SECTION 5. It is the intent of the legislature that if any
10 county, tract, block group, block, or other geographic area has
11 erroneously been left out of this Act, a court reviewing this Act
12 should include that area in the appropriate district in accordance
13 with the intent of the legislature, using any available evidence of
14 that intent, including evidence such as that used by the Supreme
15 Court of Texas in Smith v. Patterson, 111 Tex. 535, 242 S.W. 749
16 (1922).

17 SECTION 6. (a) This Act supersedes all previous enactments
18 or orders adopting districts for the State Board of Education. All
19 previous acts of the legislature adopting districts for the State
20 Board of Education are repealed.

21 (b) Chapter 72 (H.B. 600), Acts of the 82nd Legislature,
22 Regular Session, 2011, is repealed.

23 SECTION 7. The districts established in this Act apply to
24 the election of the members of the State Board of Education
25 beginning with the primary and general elections in 2022 for
26 members of the board in 2023. This Act does not affect the
27 membership or districts of the board before January 1, 2023.

1 SECTION 8. This Act takes effect immediately if it receives
2 a vote of two-thirds of all the members elected to each house, as
3 provided by Section 39, Article III, Texas Constitution. If this
4 Act does not receive the vote necessary for immediate effect, this
5 Act takes effect September 1, 2021.