

1-1 By: Herrero (Senate Sponsor - Hinojosa) H.B. No. 4621
 1-2 (In the Senate - Received from the House May 10, 2021;
 1-3 May 12, 2021, read first time and referred to Committee on Water,
 1-4 Agriculture & Rural Affairs; May 19, 2021, reported favorably by
 1-5 the following vote: Yeas 9, Nays 0; May 19, 2021, 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	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the number, terms, and compensation of the
 1-20 commissioners of the Nueces County Drainage and Conservation
 1-21 District Number 2.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Sections 5 and 6, Chapter 520, Acts of the 57th
 1-24 Legislature, Regular Session, 1961, are amended to read as follows:

1-25 Sec. 5. (a) Except as provided by Subsection (d), the
 1-26 District is governed by a board of three Commissioners.

1-27 (b) No Commissioner of said District shall be eligible for
 1-28 office unless the Commissioner [he] resides within the boundaries
 1-29 of the District, owns land within the District and is a duly
 1-30 qualified voter of said District.

1-31 (c) Except as provided by Subsection (d), Commissioners
 1-32 serve staggered four-year terms.

1-33 (d) The board by resolution adopted on a vote of a majority
 1-34 of the Commissioners may expand the number of Commissioners from
 1-35 three to five. For the first election to elect Commissioners that
 1-36 follows the adoption of the resolution, the Commissioners shall
 1-37 call for an election of five Commissioners to fill all positions on
 1-38 the board. On organizing the board at the first board meeting
 1-39 following the election, the Commissioners shall draw lots to
 1-40 determine which three Commissioners shall serve four-year terms and
 1-41 which two Commissioners shall serve initial two-year terms. After
 1-42 the initial two-year terms, Commissioners serve four-year terms.

1-43 Sec. 6. (a) The Commissioners of Nueces County Drainage and
 1-44 Conservation District Number 2 may receive for their services
 1-45 compensation for the time actually engaged in the work of their
 1-46 District, the amount of which compensation shall be fixed by the
 1-47 Commissioners Court of Nueces County by an order entered in the
 1-48 minutes of said Court at any amount up to, but not in excess of,
 1-49 \$1,600 [~~\$500~~] in any one (1) calendar month. The amount of such
 1-50 compensation shall be determined upon the application therefor in
 1-51 writing by the Commissioners of the District located in Nueces
 1-52 County filed with the Commissioners Court in said County showing
 1-53 the necessity therefor and provided that said Commissioners Court,
 1-54 after having heard such petitions, may deny or grant the same in
 1-55 whole or in part and shall enter their written order in the minutes
 1-56 of said Court fixing the amount of such compensation within the
 1-57 limit aforesaid.

1-58 (b) The amount of compensation limited by Subsection (a)
 1-59 does not include the value of benefits, including health care
 1-60 coverage, provided to the Commissioners.

1-61 SECTION 2. Unless the commissioners of the Nueces County

2-1 Drainage and Conservation District Number 2 adopt a resolution
2-2 under Section 5(d), Chapter 520, Acts of the 57th Legislature,
2-3 Regular Session, 1961, as added by this Act, the commissioners
2-4 shall draw lots to determine which two commissioners serve a term of
2-5 four years, and which commissioner serves a term of two years.

2-6 SECTION 3. (a) The legal notice of the intention to
2-7 introduce this Act, setting forth the general substance of this
2-8 Act, has been published as provided by law, and the notice and a
2-9 copy of this Act have been furnished to all persons, agencies,
2-10 officials, or entities to which they are required to be furnished
2-11 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
2-12 Government Code.

2-13 (b) The governor, one of the required recipients, has
2-14 submitted the notice and Act to the Texas Commission on
2-15 Environmental Quality.

2-16 (c) The Texas Commission on Environmental Quality has filed
2-17 its recommendations relating to this Act with the governor, the
2-18 lieutenant governor, and the speaker of the house of
2-19 representatives within the required time.

2-20 (d) All requirements of the constitution and laws of this
2-21 state and the rules and procedures of the legislature with respect
2-22 to the notice, introduction, and passage of this Act are fulfilled
2-23 and accomplished.

2-24 SECTION 4. This Act takes effect immediately if it receives
2-25 a vote of two-thirds of all the members elected to each house, as
2-26 provided by Section 39, Article III, Texas Constitution. If this
2-27 Act does not receive the vote necessary for immediate effect, this
2-28 Act takes effect September 1, 2021.

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