

By: Creighton

S.B. No. 1873

A BILL TO BE ENTITLED

AN ACT

relating to fees of office payable to directors of certain municipal management districts.

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

SECTION 1. Section 375.069, Local Government Code, is amended to read as follows:

Sec. 375.069. [~~BOARD POSITION NOT~~] CIVIL OFFICE OF EMOLUMENT. (a) Subject to Subsection (b), a [A] position on the board may not be construed to be a civil office of emolument for any purpose, including those purposes described by [~~Article XVI,~~] Section 40, Article XVI, [~~of the~~] Texas Constitution.

(b) The board by resolution may declare that a position on the board is a civil office of emolument under Section 40, Article XVI, Texas Constitution, if the governing board of the municipality in which the district is located consents by resolution or ordinance.

SECTION 2. Section 375.070, Local Government Code, is amended to read as follows:

Sec. 375.070. COMPENSATION OF DIRECTORS; REIMBURSEMENT OF EXPENSES. (a) A director is not entitled to compensation for service on the board but is entitled to be reimbursed for necessary expenses incurred in carrying out the duties and responsibilities of a director.

(b) Notwithstanding Subsection (a), a director whose

1 position is made a civil office of emolument under Section  
2 375.069(b) is entitled to receive fees of office and reimbursement  
3 of eligible expenses in the manner provided by Section 49.060,  
4 Water Code.

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