

By: Griggs

H.B. No. 2043

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the procedures for appointment of the board of
3 directors of an appraisal district.

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

5 SECTION 1. Sections 6.03(j)-(l), Tax Code, are amended to
6 read as follows:

7 (j) Before October 30, the chief appraiser shall prepare a
8 ballot, listing the candidates whose names were timely submitted
9 under Subsections (g) and, if applicable, (h) or (i) alphabetically
10 according to the first letter in each candidate's surname, and
11 shall deliver a copy of the ballot to the presiding officer of the
12 governing body of each taxing unit that is entitled to vote.

13 (k) The governing body of each taxing unit entitled to vote
14 shall determine its vote by resolution and submit it to the chief
15 appraiser before December [~~November~~] 15. The chief appraiser shall
16 count the votes, declare the five candidates who receive the
17 largest cumulative vote totals elected, and submit the results
18 before December 31 [~~1~~] to the governing body of each taxing unit in
19 the district and to the candidates. For purposes of determining the
20 number of votes received by the candidates, the candidate receiving
21 the most votes of the conservation and reclamation districts is
22 considered to have received all of the votes cast by conservation
23 and reclamation districts and the other candidates are considered
24 not to have received any votes of the conservation and reclamation

1 districts. The chief appraiser shall resolve a tie vote by any
2 method of chance.

3 (1) If a vacancy occurs on the board of directors other than
4 a vacancy in the position held by a county assessor-collector
5 serving as a nonvoting director, each taxing unit that is entitled
6 to vote by this section may nominate by resolution adopted by its
7 governing body a candidate to fill the vacancy. The unit shall
8 submit the name of its nominee to the chief appraiser within 45 [~~10~~]
9 days after notification from the board of directors of the
10 existence of the vacancy, and the chief appraiser shall prepare and
11 deliver to the board of directors within the next five days a list
12 of the nominees. The board of directors shall elect by majority
13 vote of its members one of the nominees to fill the vacancy.

14 SECTION 2. (a) This Act takes effect immediately if it
15 receives a vote of two-thirds of all the members elected to each
16 house, as provided by Section 39, Article III, Texas Constitution.
17 If this Act does not receive the vote necessary for immediate
18 effect, this Act takes effect September 1, 2003.

19 (b) Appraisal district directors shall be appointed as
20 provided by Sections 6.03(j) and (k), Tax Code, as amended by this
21 Act, beginning with the appointment of appraisal district directors
22 in 2003 for terms beginning January 1, 2004.

23 (c) The change in law made by Section 6.03(l), Tax Code, as
24 amended by this Act, applies only to a vacancy on the board of
25 directors of an appraisal district that occurs on or after the
26 effective date of this Act. A vacancy that occurs on the board of
27 directors of an appraisal district before the effective date of

1 this Act is governed by the law as it existed immediately before the
2 effective date of this Act, and that law is continued in effect for
3 that purpose.