

1-1 By: Griggs (Senate Sponsor - Brimer) H.B. No. 2043
1-2 (In the Senate - Received from the House May 12, 2003;
1-3 May 13, 2003, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 20, 2003, reported favorably by
1-5 the following vote: Yeas 3, Nays 0; May 20, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the procedures for appointment of the board of
1-9 directors of an appraisal district.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Sections 6.03(j)-(l), Tax Code, are amended to
1-12 read as follows:

1-13 (j) Before October 30, the chief appraiser shall prepare a
1-14 ballot, listing the candidates whose names were timely submitted
1-15 under Subsections (g) and, if applicable, (h) or (i) alphabetically
1-16 according to the first letter in each candidate's surname, and
1-17 shall deliver a copy of the ballot to the presiding officer of the
1-18 governing body of each taxing unit that is entitled to vote.

1-19 (k) The governing body of each taxing unit entitled to vote
1-20 shall determine its vote by resolution and submit it to the chief
1-21 appraiser before December [~~November~~] 15. The chief appraiser shall
1-22 count the votes, declare the five candidates who receive the
1-23 largest cumulative vote totals elected, and submit the results
1-24 before December 31 [~~1~~] to the governing body of each taxing unit in
1-25 the district and to the candidates. For purposes of determining the
1-26 number of votes received by the candidates, the candidate receiving
1-27 the most votes of the conservation and reclamation districts is
1-28 considered to have received all of the votes cast by conservation
1-29 and reclamation districts and the other candidates are considered
1-30 not to have received any votes of the conservation and reclamation
1-31 districts. The chief appraiser shall resolve a tie vote by any
1-32 method of chance.

1-33 (l) If a vacancy occurs on the board of directors other than
1-34 a vacancy in the position held by a county assessor-collector
1-35 serving as a nonvoting director, each taxing unit that is entitled
1-36 to vote by this section may nominate by resolution adopted by its
1-37 governing body a candidate to fill the vacancy. The unit shall
1-38 submit the name of its nominee to the chief appraiser within 45 [~~10~~]
1-39 days after notification from the board of directors of the
1-40 existence of the vacancy, and the chief appraiser shall prepare and
1-41 deliver to the board of directors within the next five days a list
1-42 of the nominees. The board of directors shall elect by majority
1-43 vote of its members one of the nominees to fill the vacancy.

1-44 SECTION 2. (a) This Act takes effect immediately if it
1-45 receives a vote of two-thirds of all the members elected to each
1-46 house, as provided by Section 39, Article III, Texas Constitution.
1-47 If this Act does not receive the vote necessary for immediate
1-48 effect, this Act takes effect September 1, 2003.

1-49 (b) Appraisal district directors shall be appointed as
1-50 provided by Sections 6.03(j) and (k), Tax Code, as amended by this
1-51 Act, beginning with the appointment of appraisal district directors
1-52 in 2003 for terms beginning January 1, 2004.

1-53 (c) The change in law made by Section 6.03(l), Tax Code, as
1-54 amended by this Act, applies only to a vacancy on the board of
1-55 directors of an appraisal district that occurs on or after the
1-56 effective date of this Act. A vacancy that occurs on the board of
1-57 directors of an appraisal district before the effective date of
1-58 this Act is governed by the law as it existed immediately before the
1-59 effective date of this Act, and that law is continued in effect for
1-60 that purpose.

1-61 * * * * *