

By: Seaman

H.B. No. 2820

A BILL TO BE ENTITLED

AN ACT

relating to the annexation of additional territory and the composition of the port commission of the Port of Corpus Christi Authority of Nueces County, Texas.

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

SECTION 1. DEFINITIONS. In this Act:

(1) "Authority" means the Port of Corpus Christi Authority of Nueces County, Texas.

(2) "Commissioners court" means the Commissioners Court of San Patricio County.

(3) "Port commission" means the port commission of the Port of Corpus Christi Authority of Nueces County, Texas.

SECTION 2. CONFIRMATION ELECTION. (a) As soon as practicable after the effective date of this Act, the commissioners court shall hold an election in San Patricio County to allow for voting for or against the proposition: "Annexation of San Patricio County to the Port of Corpus Christi Authority of Nueces County, Texas."

(b) The commissioners court shall conduct the election as provided by Sections 62.296 and 62.298, Water Code, performing all the duties of the commission of the annexing district provided by those sections.

(c) The commissioners court shall canvass the returns of the election and certify the election result to the port commission.

1 (d) If a majority of the voters voting at the election favor
2 the annexation of San Patricio County, the port commission shall
3 enter and record an order of annexation as provided by Sections
4 62.299(c) and (d), Water Code.

5 (e) Section 41.001, Election Code, does not apply to an
6 election held under this section. Except as provided by this
7 section, the confirmation election must be conducted as provided by
8 the Election Code.

9 SECTION 3. EXPIRATION DATE. If the annexation of San
10 Patricio County is not approved at an election held under Section 2
11 of this Act before September 1, 2004, this Act expired on that date.

12 SECTION 4. PORT COMMISSION. If the annexation of San
13 Patricio County is approved at an election held under Section 2 of
14 this Act:

15 (1) the port commission is composed of seven members;

16 (2) notwithstanding Section 2, Chapter 397, Acts of
17 the 68th Legislature, Regular Session, 1983:

18 (A) the Commissioners Court of Nueces County
19 shall appoint three members to the port commission;

20 (B) the City Council of Corpus Christi shall
21 appoint three members to the port commission;

22 (C) the Commissioners Court of San Patricio
23 County shall appoint one member to the port commission;

24 (D) in Nueces County and San Patricio County
25 there shall not be a residential requirement for appointment to the
26 port commission; and

27 (E) all port commissioners shall have full

1 financial disclosure that shall be filed annually with the County
2 of Nueces and the County of San Patricio

3 (3) the commissioners serving at the time the
4 annexation of San Patricio County is approved continue to serve,
5 unless otherwise removed as provided by law, until the expiration
6 of their terms;

7 (4) after the initial term of the new commissioner,
8 all of the commissioners shall serve staggered three-year terms, as
9 provided by Section 3, Chapter 397, Acts of the 68th Legislature,
10 Regular Session, 1983, with the terms of three commissioners
11 expiring every year.

12 SECTION 5. This Act takes effect immediately if it receives
13 a vote of two thirds of all the members elected to each house, as
14 provided by Section 39, Article III, Texas Constitution. If this
15 Act does not receive the vote necessary for immediate effect, this
16 Act takes effect September 1, 2003.