

1-1 By: Bivins S.B. No. 892
1-2 (In the Senate - Filed March 5, 2003; March 11, 2003, read
1-3 first time and referred to Committee on Intergovernmental
1-4 Relations; April 14, 2003, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 4, Nays 0;
1-6 April 14, 2003, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 892 By: Brimer

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the appointment of the board of managers of certain
1-11 emergency communication districts.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subsection (c), Section 772.306, Health and
1-14 Safety Code, is amended to read as follows:

1-15 (c) If Subsection (b) does not apply to a district, the
1-16 board consists of:

1-17 (1) the following members representing the county or
1-18 counties in the district:

1-19 (A) if the district contains only one county, two
1-20 members appointed by the commissioners court of the county;

1-21 (B) if the district originally contained only one
1-22 county but contains more than one county when the appointment is
1-23 made, two members appointed by the commissioners court of the
1-24 county in which the district was originally located, and one member
1-25 appointed by the commissioners court of each other county in the
1-26 district; or

1-27 (C) if the district originally contained more
1-28 than one county and the district contains more than one county when
1-29 the appointment is made, one member appointed by the commissioners
1-30 court of each county in the district;

1-31 (2) two members appointed jointly by the majority vote
1-32 of [all] the [participating] municipalities voting on the
1-33 appointment and located in whole or part in the district;

1-34 (3) one member appointed jointly by the volunteer fire
1-35 departments operating wholly or partly in the district, with the
1-36 appointment process coordinated by the county fire marshal or
1-37 marshals of the county or counties in the district; and

1-38 (4) one member appointed by the principal service
1-39 supplier.

1-40 SECTION 2. This Act applies only to an appointment to a
1-41 board of managers under Section 772.306, Health and Safety Code,
1-42 made on or after the effective date of this Act. An appointment to a
1-43 board of managers made before the effective date of this Act is
1-44 governed by the law in effect at the time the appointment is made,
1-45 and that law is continued in effect for that purpose.

1-46 SECTION 3. This Act takes effect immediately if it receives
1-47 a vote of two-thirds of all the members elected to each house, as
1-48 provided by Section 39, Article III, Texas Constitution. If this
1-49 Act does not receive the vote necessary for immediate effect, this
1-50 Act takes effect September 1, 2003.

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