

1-1 By: Deshotel (Senate Sponsor - Janek) H.B. No. 1403  
1-2 (In the Senate - Received from the House May 2, 2005;  
1-3 May 3, 2005, read first time and referred to Committee on  
1-4 Intergovernmental Relations; May 18, 2005, reported favorably by  
1-5 the following vote: Yeas 5, Nays 0; May 18, 2005, sent to printer.)

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

1-8 relating to the board of port commissioners of the Port of Beaumont  
1-9 Navigation District of Jefferson County.

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

1-11 SECTION 1. Sections 8 and 12, Chapter 147, Acts of the 51st  
1-12 Legislature, Regular Session, 1949, are amended to read as follows:

1-13 Sec. 8. As soon as practicable after the election of the  
1-14 first Board of Port Commissioners, and as soon as practicable after  
1-15 the election of each succeeding Board of Port Commissioners, there  
1-16 shall be elected by the board a president, vice-president, and  
1-17 secretary and treasurer of the district to serve during the tenure  
1-18 of office of the Board of Port Commissioners so electing the same.  
1-19 The president and vice-president shall be members of the Board of  
1-20 Port Commissioners, but the office of secretary and treasurer,  
1-21 which is here constituted as one office, may be filled by a person  
1-22 not a member of the Board of Port Commissioners. Four [~~Three~~]  
1-23 commissioners shall constitute a quorum at any meeting[, and the  
1-24 concurrence of three shall be sufficient in all matters pertaining  
1-25 to the business of the district]. The board of commissioners shall  
1-26 employ and prescribe the duties of all employees necessary for the  
1-27 proper handling of its business and the operation of the district.  
1-28 They may employ a general manager for the district and may give the  
1-29 person so employed full authority in the management and operation  
1-30 of the district's affairs, subject only to the orders of the board  
1-31 of commissioners. The commissioners shall be the managing officers  
1-32 in charge of all the business and affairs of the district and shall  
1-33 make all contracts pertaining thereto. All vacancies in the office  
1-34 of commissioners and other officers shall be filled by appointment  
1-35 by the board of commissioners for the unexpired term. If the number  
1-36 of commissioners shall be reduced to three [~~two~~], such remaining  
1-37 commissioners shall call a special election to fill the vacancies.  
1-38 All commissioners and officers shall serve until their successors  
1-39 have qualified. A regular office shall be established and  
1-40 maintained for the conduct of the district's business either within  
1-41 the district or any place within the City of Beaumont.

1-42 Sec. 12. Each commissioner shall receive for his services  
1-43 the sum of \$500 [~~Three Hundred (\$300.00) Dollars~~] per month, except  
1-44 the president who shall receive \$550 [~~Three Hundred Fifty (\$350.00)~~  
1-45 ~~Dollars~~] per month, plus actual traveling expenses. The board of  
1-46 commissioners shall fix the compensation of the secretary, general  
1-47 manager, attorneys, engineers, and all other employees, and said  
1-48 board shall fix and determine the term and time of employment of all  
1-49 officers and employees of the district; provided that all officers  
1-50 and employees of the district, except the commissioners themselves,  
1-51 shall hold their offices subject to the will of the Board of Port  
1-52 Commissioners.

1-53 SECTION 2. This Act takes effect September 1, 2005.

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