

1-1 By: Hughes (Senate Sponsor - Eltife) H.B. No. 1648  
1-2 (In the Senate - Received from the House May 16, 2005;  
1-3 May 17, 2005, read first time and referred to Committee on  
1-4 Intergovernmental Relations; May 20, 2005, reported favorably by  
1-5 the following vote: Yeas 4, Nays 0; May 20, 2005, sent to printer.)

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

1-8 relating to the expansion of the boundaries of the Wood County  
1-9 Central Hospital District of Wood County.

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

1-11 SECTION 1. Section 2, Chapter 293, Acts of the 60th  
1-12 Legislature, Regular Session, 1967, is amended to read as follows:

1-13 Sec. 2. BOUNDARIES. The boundaries of this district are  
1-14 coterminous with the boundaries of the Quitman Independent School  
1-15 District as they exist on the effective date of this Act, unless the  
1-16 boundaries are expanded under Section 7C of this Act or other  
1-17 applicable law.

1-18 SECTION 2. Chapter 293, Acts of the 60th Legislature,  
1-19 Regular Session, 1967, is amended by adding Section 7C to read as  
1-20 follows:

1-21 Sec. 7C. EXPANSION OF DISTRICT TERRITORY TO INCLUDE  
1-22 TERRITORY OF MINEOLA INDEPENDENT SCHOOL DISTRICT. (a) Registered  
1-23 voters of a defined territory composed of all territory within the  
1-24 boundaries of the Mineola Independent School District may file a  
1-25 petition with the secretary of the board of directors requesting  
1-26 the inclusion of the territory in the district. The petition must  
1-27 be signed by at least 50 registered voters of the defined territory  
1-28 or a majority of those voters, whichever is less.

1-29 (b) The board shall set a time and place to hold a hearing on  
1-30 the petition to include the territory in the district. The board  
1-31 shall set a date for the hearing that is not earlier than the 31st  
1-32 day after the date the court issues the order.

1-33 (c) If after the hearing the board finds that annexation of  
1-34 the territory into the district would be feasible and would benefit  
1-35 the district, the board may approve the annexation by a resolution  
1-36 entered in its minutes.

1-37 (d) Annexation of the territory is final when approved by a  
1-38 majority of the voters at an election held in the district and by a  
1-39 majority of the voters at a separate election held on the same date  
1-40 in the territory to be annexed. If the district has outstanding  
1-41 debts or taxes, the voters in the election to approve the annexation  
1-42 must also determine if the annexed territory will assume its  
1-43 proportion of the debts or taxes if added to the district.

1-44 (e) The election ballots shall be printed to provide for  
1-45 voting for or against the following, as applicable:

1-46 (1) "Adding the territory within the boundaries of the  
1-47 Mineola Independent School District to the Wood County Central  
1-48 Hospital District of Wood County."; or

1-49 (2) "The territory within the boundaries of the  
1-50 Mineola Independent School District assuming its proportionate  
1-51 share of the outstanding debts and taxes of the Wood County Central  
1-52 Hospital District of Wood County, if it is added to the district."

1-53 (f) The elections shall be held after the 45th day and on or  
1-54 before the 60th day after the date the elections are ordered.  
1-55 Section 41.001(a), Election Code, does not apply to an election  
1-56 held under this section.

1-57 (g) Once annexation is approved, the board shall appoint a  
1-58 resident of the Mineola Independent School District to serve as a  
1-59 temporary director until the date of the next regular election of  
1-60 directors.

1-61 (h) Notwithstanding any other provision of this Act,  
1-62 beginning on the date the temporary director is appointed as  
1-63 required by Subsection (g) of this section and ending on the date a  
1-64 majority of the members elected in the next regular election have

2-1 qualified for office:  
 2-2 (1) the board is composed of seven members;  
 2-3 (2) four members of the board constitute a quorum; and  
 2-4 (3) a concurrence of four is sufficient in all matters  
 2-5 pertaining to the district.

2-6 (i) Notwithstanding any other provision of this Act, on the  
 2-7 date of the next regular election following the approval of  
 2-8 annexation:

2-9 (1) five directors shall be elected from the area of  
 2-10 the district that is composed of the jurisdiction of the Quitman  
 2-11 Independent School District;

2-12 (2) five directors shall be elected from the area of  
 2-13 the district that is composed of the jurisdiction of the Mineola  
 2-14 Independent School District; and

2-15 (3) three directors shall be elected from the district  
 2-16 at large.

2-17 (j) Notwithstanding any other provision of this Act, on the  
 2-18 date a majority of the directors elected to the board under  
 2-19 Subsection (i) have qualified for office:

2-20 (1) the term of office of any director elected or  
 2-21 appointed to the board before that election expires; and

2-22 (2) the directors elected to the board under  
 2-23 Subsection (i) of this section shall draw lots to determine:

2-24 (A) which director elected from the area of the  
 2-25 district that is composed of the jurisdiction of the Quitman  
 2-26 Independent School District serves a one-year term, which two  
 2-27 directors elected from that area serve two-year terms, and which  
 2-28 two directors elected from that area serve three-year terms;

2-29 (B) which director elected from the area of the  
 2-30 district that is composed of the jurisdiction of the Mineola  
 2-31 Independent School District serves a one-year term, which two  
 2-32 directors elected from that area serve two-year terms, and which  
 2-33 two directors elected from that area serve three-year terms; and

2-34 (C) which director elected from the district at  
 2-35 large serves a one-year term, which director elected from the  
 2-36 district at large serves a two-year term, and which director  
 2-37 elected from the district at large serves a three-year term.

2-38 (k) Notwithstanding any other provision of this Act,  
 2-39 beginning on the date a majority of the members elected under  
 2-40 Subsection (i) qualify for office:

2-41 (1) the board is composed of 13 members;  
 2-42 (2) seven members of the board constitute a quorum;

2-43 and  
 2-44 (3) a concurrence of seven is sufficient in all  
 2-45 matters pertaining to the district.

2-46 (l) Successor directors shall be elected as provided by  
 2-47 Subsections (i) and (j) so that:

2-48 (1) five directors are elected from the area of the  
 2-49 district that is composed of the jurisdiction of the Quitman  
 2-50 Independent School District;

2-51 (2) five directors are elected from the area of the  
 2-52 district that is composed of the jurisdiction of the Mineola  
 2-53 Independent School District; and

2-54 (3) three directors are elected from the district at  
 2-55 large.

2-56 (m) Following each decennial federal census, the board  
 2-57 shall evaluate the electoral areas described by Subsection (l) of  
 2-58 this section to ensure that the areas comply with the requirements  
 2-59 of federal election laws and shall adjust the jurisdiction of the  
 2-60 areas in accordance with federal requirements.

2-61 SECTION 3. This Act takes effect immediately if it receives  
 2-62 a vote of two-thirds of all the members elected to each house, as  
 2-63 provided by Section 39, Article III, Texas Constitution. If this  
 2-64 Act does not receive the vote necessary for immediate effect, this  
 2-65 Act takes effect September 1, 2005.

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