

By: Hupp

H.B. No. 3539

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the composition of the board of directors of the  
3 Saratoga Underground Water Conservation District.

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

5 SECTION 1. Section 7, Chapter 519, Acts of the 71st  
6 Legislature, Regular Session, 1989, is amended to read as follows:

7 SECTION 7. BOARD OF DIRECTORS; ELECTION OF DIRECTORS. (a)  
8 The district is governed by a board of five directors to be elected  
9 according to the commissioners precinct method as provided by this  
10 section [~~composed of the county judge and the county commissioners~~  
11 ~~of Lampasas County~~].

12 (b) Directors serve staggered four-year terms [~~The county~~  
13 ~~judge is the chairman of the board of directors~~].

14 (c) On the uniform election date in November of each  
15 even-numbered year, the appropriate number of directors shall be  
16 elected [~~The county judge and each county commissioner serves as a~~  
17 ~~director as an additional duty of service on the commissioners~~  
18 ~~court~~].

19 (d) One director shall be elected by the voters of the  
20 entire district, and one director shall be elected from each county  
21 commissioners precinct by the voters of that precinct.

22 (e) Except as provided by Subsection (g) of this section, to  
23 be eligible to be a candidate for or to serve as director at large, a  
24 person must be a registered voter in the district. To be a

1 candidate for or to serve as director from a county commissioners  
2 precinct, a person must be a registered voter of that precinct.

3 (f) A person shall indicate on the application for a place  
4 on the ballot:

5 (1) the precinct that the person seeks to represent;  
6 or

7 (2) that the person seeks to represent the district at  
8 large.

9 (g) When the boundaries of the county commissioners  
10 precincts are redrawn under Section 18, Article V, Texas  
11 Constitution, a director in office on the effective date of the  
12 change, or elected or appointed before the effective date of the  
13 change to a term of office beginning on or after the effective date  
14 of the change, shall serve the term or the remainder of the term in  
15 the precinct to which elected or appointed even though the change in  
16 boundaries places the person's residence outside the precinct for  
17 which the person was elected or appointed.

18 SECTION 2. (a) As soon as practicable after the effective  
19 date of this Act, the Lampasas County Commissioners Court shall  
20 appoint five temporary directors to the board of directors of the  
21 Saratoga Underground Water Conservation District. The temporary  
22 directors appointed under this section replace the persons serving  
23 as directors immediately before the effective date of this Act.

24 (b) The commissioners court shall appoint one person to  
25 represent the district at large and one person from each county  
26 commissioners precinct. To be eligible to be appointed as director  
27 at large, a person must be a registered voter in the district. To be

1 eligible to be appointed from a county commissioners precinct, a  
2 person must be a registered voter of that precinct.

3 (c) The director appointed to represent the district at  
4 large and the directors appointed from precincts two and four shall  
5 serve until the November uniform election date in 2006. The  
6 directors appointed from precincts one and three shall serve until  
7 the November uniform election date in 2008.

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