

1-1 By: Madla S.B. No. 1437
1-2 (In the Senate - Filed March 10, 2005; March 21, 2005, read
1-3 first time and referred to Committee on Intergovernmental
1-4 Relations; April 7, 2005, reported favorably by the following
1-5 vote: Yeas 4, Nays 0; April 7, 2005, sent to printer.)

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

1-8 relating to emergency services district boards in districts located
1-9 in more than one county.

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

1-11 SECTION 1. Subsection (g), Section 775.035, Health and
1-12 Safety Code, is amended to read as follows:

1-13 (g) The initial emergency services commissioners' terms of
1-14 office begin 30 days after canvassing of ~~[on January 1 of the year~~
1-15 ~~following]~~ the election results. The two commissioners who
1-16 received the fewest votes serve a term that expires on December 31
1-17 of the year in which the election was held ~~[one-year terms]~~. The
1-18 other emergency services commissioners serve ~~[two-year]~~ terms that
1-19 expire on December 31 of the year following the election.

1-20 SECTION 2. Subchapter C, Chapter 775, Health and Safety
1-21 Code, is amended by adding Section 775.044 to read as follows:

1-22 Sec. 775.044. VACANCY ON BOARD OF DISTRICT LOCATED IN MORE
1-23 THAN ONE COUNTY. (a) Not later than the 90th day after a board
1-24 vacancy for a district located in more than one county occurs, the
1-25 remaining board members shall appoint a person to fill the
1-26 unexpired term.

1-27 (b) If the board has not filled the vacancy before the 91st
1-28 day after the date of the vacancy, the commissioners court of the
1-29 county where the previous board member resided shall appoint a
1-30 person to fill the vacancy.

1-31 (c) A person appointed under this section must be eligible
1-32 to serve under Section 775.035.

1-33 SECTION 3. Subsection (g), Section 775.035, Health and
1-34 Safety Code, as amended by this Act, applies only to an initial
1-35 commissioner elected on or after the effective date of this Act. An
1-36 initial commissioner elected before the effective date of this Act
1-37 is governed by the law in effect when the initial commissioner was
1-38 elected, and the former law is continued in effect for that purpose.

1-39 SECTION 4. This Act takes effect September 1, 2005.

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