

1-1 By: Heflin (Senate Sponsor - Duncan) H.B. No. 1298
1-2 (In the Senate - Received from the House March 29, 2007;
1-3 April 3, 2007, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 3, 2007, reported favorably by
1-5 the following vote: Yeas 4, Nays 0; May 3, 2007, sent to printer.)

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

1-8 relating to the terms and election of the members of the board of
1-9 directors of the Stonewall County Hospital District.

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

1-11 SECTION 1. Sections 3(a) and (c), Chapter 54, Acts of the
1-12 58th Legislature, Regular Session, 1963, are amended to read as
1-13 follows:

1-14 (a) The district is governed by a board of five directors
1-15 elected at large by place for staggered three-year terms [~~Within~~
1-16 ~~ten (10) days after such election is held the Commissioners Court in~~
1-17 ~~such County shall convene and canvass the returns of the election,~~
1-18 ~~and if a majority of the qualified property taxpaying electors~~
1-19 ~~voting at said election voted in favor of the proposition, the Court~~
1-20 ~~shall so find and declare the Hospital District established and~~
1-21 ~~created and appoint five (5) persons as directors of the Hospital~~
1-22 ~~District to serve until the first Saturday in April following the~~
1-23 ~~creation and establishment of the District at which time five (5)~~
1-24 ~~directors shall be elected. The three (3) directors receiving the~~
1-25 ~~highest vote at such first election shall serve for two (2) years,~~
1-26 ~~the other two (2) directors shall serve for one year. Thereafter,~~
1-27 ~~all directors shall serve for a period of two (2) years and until~~
1-28 ~~their successor has been duly elected or appointed and qualified].~~
1-29 Each member of the board of directors shall qualify by executing the
1-30 constitutional oath of office.

1-31 (c) The board of directors shall order a regular election of
1-32 directors to be held each year on the [~~first Saturday in~~] May
1-33 uniform election date under Section 41.001, Election Code [~~of each~~
1-34 ~~year].~~ The board of directors shall issue the order in accordance
1-35 with Chapter 3, Election Code [~~at least 45 days before the date of~~
1-36 ~~the election. The order must state the time, place, and purpose of~~
1-37 ~~the election].~~ The board of directors shall appoint the presiding
1-38 judge, who shall appoint the assistant judge and the clerks as may
1-39 be required. Notice of the [~~such~~] election shall be published in a
1-40 newspaper of general circulation in the District in accordance with
1-41 Section 4.003, Election Code [~~one (1) time at least ten (10) days~~
1-42 ~~prior to the date of election].~~ Any person desiring that person's
1-43 name to be printed on the ballot as a candidate for director shall
1-44 file an application with the secretary of the board of directors of
1-45 the District in accordance with Section 144.005, Election Code [~~at~~
1-46 ~~least 31 days prior to the date of election].~~

1-47 SECTION 2. (a) The members of the board of directors of the
1-48 Stonewall County Hospital District serving on the effective date of
1-49 this Act shall draw lots to determine in which place each director
1-50 serves. The two directors whose terms expire in 2008 shall draw
1-51 lots for Places 1 and 2. The three directors whose terms expire in
1-52 2009 shall draw lots for Places 3, 4, and 5.

1-53 (b) The election of the board of directors of the district
1-54 scheduled before the effective date of this Act to be held in May
1-55 2008 must be held, and the director elected for Place 1 at that
1-56 election shall serve a three-year term. The director elected for
1-57 Place 2 at that election shall serve a two-year term.

1-58 (c) The election of the board of directors scheduled before
1-59 the effective date of this Act to be held in May 2009 must be held,
1-60 and the directors elected for Places 3 and 4 at that election shall
1-61 serve three-year terms. The director elected for Place 5 at that
1-62 election shall serve a two-year term.

1-63 (d) The directors elected at the elections to be held in May
1-64 2010, May 2011, and May 2012 shall serve three-year terms.

2-1 SECTION 3. This Act takes effect immediately if it receives
2-2 a vote of two-thirds of all the members elected to each house, as
2-3 provided by Section 39, Article III, Texas Constitution. If this
2-4 Act does not receive the vote necessary for immediate effect, this
2-5 Act takes effect September 1, 2007.

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