

By: Parker (Senate Sponsor - Estes) H.B. No. 4044  
(In the Senate - Received from the House May 18, 2007;  
May 18, 2007, read first time and referred to Committee on Natural  
Resources; May 19, 2007, reported favorably by the following vote:  
Yeas 8, Nays 0; May 19, 2007, sent to printer.)

A BILL TO BE ENTITLED  
AN ACT

relating to the qualifications and method of electing directors of  
the Mustang Special Utility District.

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

SECTION 1. Subtitle C, Title 6, Special District Local Laws  
Code, is amended by adding Chapter 7209 to read as follows:

CHAPTER 7209. MUSTANG SPECIAL UTILITY DISTRICT

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 7209.001. DEFINITIONS. In this chapter:

(1) "Board" means the board of directors of the  
district.

(2) "Director" means a member of the board of  
directors of the district.

(3) "District" means the Mustang Special Utility  
District.

[Sections 7209.002-7209.050 reserved for expansion]

SUBCHAPTER B. BOARD OF DIRECTORS

Sec. 7209.051. COMPOSITION OF BOARD. The district is  
governed by a board of nine directors.

Sec. 7209.052. DIRECTOR ELIGIBILITY. To be eligible to be  
listed on the ballot as a candidate for or to serve as a director, a  
person must be:

(1) a resident of the district; and  
(2) a retail water or sewer service customer of the  
district.

Sec. 7209.053. ELECTION OF DIRECTORS FROM SINGLE-MEMBER  
DISTRICTS. (a) The board by rule may provide for the election of  
some or all of the directors from single-member districts.

(b) In addition to the qualifications required by Section  
7209.052, if the board provides for the election of some or all of  
the directors from single-member districts, to be eligible to be  
listed on the ballot as a candidate for or to serve as a director  
from a single-member district, a person must be a resident of that  
district.

SECTION 2. The changes in law made by Sections 7209.052 and  
7209.053, Special District Local Laws Code, as added by this Act, do  
not affect the entitlement of a member serving on the board of  
directors of the Mustang Special Utility District immediately  
before the effective date of this Act to continue to carry out the  
board's functions for the remainder of the member's term. The  
changes in law apply only to a member elected on or after the  
effective date of this Act. This Act does not prohibit a person who  
is a member of the board on the effective date of this Act from being  
reelected to the board if the person has the qualifications  
required for a member under Sections 7209.052 and 7209.053, Special  
District Local Laws Code, as added by this Act.

SECTION 3. (a) The legal notice of the intention to  
introduce this Act, setting forth the general substance of this  
Act, has been published as provided by law, and the notice and a  
copy of this Act have been furnished to all persons, agencies,  
officials, or entities to which they are required to be furnished  
under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
Government Code.

(b) The governor has submitted the notice and Act to the  
Texas Commission on Environmental Quality.

(c) The Texas Commission on Environmental Quality has filed  
its recommendations relating to this Act with the governor,  
lieutenant governor, and speaker of the house of representatives

2-1 within the required time.

2-2 (d) All requirements of the constitution and laws of this  
2-3 state and the rules and procedures of the legislature with respect  
2-4 to the notice, introduction, and passage of this Act are fulfilled  
2-5 and accomplished.

2-6 SECTION 4. This Act takes effect September 1, 2007.

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