

By: Wentworth

S.B. No. 661

A BILL TO BE ENTITLED

AN ACT

relating to the administration, operation, financing, powers, and duties of the Hays Trinity Groundwater Conservation District.

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

SECTION 1. Chapter 966, Acts of the 77th Legislature, Regular Session, 2001, is amended by adding Sections 3.03052 and 3.03055 to read as follows:

Sec. 3.03052. CONTRACTS. The district may enter into contracts in the manner provided by Section 36.067, Water Code.

Sec. 3.03055. COLLECTION OF INFORMATION. The district shall collect information as permitted under Section 36.109, Water Code, to assist in joint planning efforts in the management area of the district under Section 36.108, Water Code.

SECTION 2. Section 3.0306(a), Chapter 966, Acts of the 77th Legislature, Regular Session, 2001, is amended to read as follows:

(a) The district annually shall prepare a budget and conduct an audit in accordance with Subchapter E, Chapter 36, Water Code ~~[showing proposed expenditures and disbursements and estimated receipts and collections for the next fiscal year and shall hold a public hearing on the proposed budget. The district must publish notice of the hearing at least once in a newspaper of general circulation in the county not later than the 10th day before the date of the hearing. A taxpayer of the district is entitled to appear at the hearing to be heard regarding any item in the proposed~~

1 ~~budget~~].

2 SECTION 3. Sections 3.0307(d) and (g), Chapter 966, Acts of
3 the 77th Legislature, Regular Session, 2001, are amended to read as
4 follows:

5 (d) Permanent directors serve staggered four-year
6 ~~[two-year]~~ terms.

7 (g) If there is a vacancy on the board, it shall be filled in
8 accordance with Chapter 36.051, Water Code ~~[the Hays County~~
9 ~~Commissioners Court shall appoint a director to serve the remainder~~
10 ~~of the term]~~.

11 SECTION 4. Section 3.0308(d), Chapter 966, Acts of the 77th
12 Legislature, Regular Session, 2001, is amended to read as follows:

13 (d) The board of ~~[initial or permanent]~~ directors may revise
14 the single-member districts as necessary or appropriate. The board
15 of directors shall revise each single-member district after each
16 federal decennial census to reflect population changes. When the
17 boundaries of the single-member districts are changed, a director
18 in office on the effective date of the change, or elected or
19 appointed before the effective date of the change to a term of
20 office beginning on or after the effective date of the change, is
21 entitled to serve the term or remainder of the term in the
22 single-member district to which elected or appointed even though
23 the change in boundaries places the person's residence outside the
24 single-member district for which the person was elected or
25 appointed. ~~[At the first election after the single-member~~
26 ~~districts are revised, a new director shall be elected from each~~
27 ~~district. The directors shall draw lots to determine which two~~

1 ~~directors serve one-year terms and which three directors serve~~
2 ~~two-year terms.]~~

3 SECTION 5. Chapter 966, Acts of the 77th Legislature,
4 Regular Session, 2001, is amended by amending Section 3.0310 and
5 adding Section 3.03105 to read as follows:

6 Sec. 3.0310. ELECTION OF DIRECTORS. [~~(a)~~] On the uniform
7 election date prescribed by Section 41.001, Election Code, [~~first~~
8 ~~Saturday~~] in May [~~or the first Tuesday after the first Monday in~~
9 ~~November~~] of each [~~the first~~] even-numbered year [~~after the year in~~
10 ~~which the district is authorized to be created at a confirmation~~
11 ~~election, an election shall be held in the district for the election~~
12 ~~of three directors to serve two-year terms and two directors to~~
13 ~~serve one-year terms.~~

14 [~~(b) On the first Saturday in May or the first Tuesday after~~
15 ~~the first Monday in November, as applicable, of each subsequent~~
16 ~~second year following the election held under Subsection (a) of~~
17 ~~this section], the appropriate number of directors shall be~~

18 elected.
19 Sec. 3.03105. ELECTION OF DIRECTORS IN 2009. On the uniform
20 election date prescribed by Section 41.001, Election Code, in May
21 2009, an election shall be held in the district for the election of
22 the directors from single-member districts 2 and 4 to serve
23 one-year terms.

24 SECTION 6. Chapter 966, Acts of the 77th Legislature,
25 Regular Session, 2001, is amended by adding Section 3.03125 to read
26 as follows:

27 Sec. 3.03125. USE OF FEES. The district may use fees

1 collected under Section 3.0312 of this part to pay the
2 administrative and other expenses of the district.

3 SECTION 7. Sections 3.0304(d) and 3.0306(b), Chapter 966,
4 Acts of the 77th Legislature, Regular Session, 2001, are repealed.

5 SECTION 8. The Hays Trinity Groundwater Conservation
6 District directors elected from single-member districts 2 and 4 on
7 the uniform election date prescribed by Section 41.001, Election
8 Code, in May 2007 serve the two-year terms to which they were
9 elected.

10 SECTION 9. This Act takes effect September 1, 2007.