

By: Sheffield

H.B. No. 4210

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the election of directors of the Clearwater Underground
3 Water Conservation District.

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

5 SECTION 1. Section 10(e), Chapter 524, Acts of the 71st
6 Legislature, Regular Session, 1989, is amended to read as follows:

7 (e) After the initial election of directors, all directors
8 shall be elected to serve four-year terms, except as provided by
9 Subsection (f). The terms of directors are staggered. On the
10 uniform election date in November [~~first Saturday in May~~] of
11 even-numbered years, the appropriate number of directors shall be
12 elected.

13 SECTION 2. A director of the board of the Clearwater
14 Underground Water Conservation District who is serving on the day
15 before the effective date of this Act shall serve until the
16 director's term expires. A director whose term expires in May 2010
17 shall serve until the director's successor has qualified following
18 the directors' election held on the uniform election date in
19 November 2010 in accordance with Section 10(e), Chapter 524, Acts
20 of the 71st Legislature, Regular Session, 1989, as amended by this
21 Act. A director whose term expires in May 2012 shall serve until
22 the director's successor has qualified following the directors'
23 election held on the uniform election date in November 2012.

24 SECTION 3. (a) All governmental acts and proceedings of the

1 Clearwater Underground Water Conservation District relating to the
2 election of members of the board of directors of the district that
3 were taken before the effective date of this Act are validated,
4 ratified, and confirmed in all respects as if they had been taken as
5 authorized by law.

6 (b) This section does not apply to any matter that on the
7 effective date of this Act:

8 (1) is involved in litigation if the litigation
9 ultimately results in the matter being held invalid by a final court
10 judgment; or

11 (2) has been held invalid by a final court judgment.

12 SECTION 4. (a) The legal notice of the intention to
13 introduce this Act, setting forth the general substance of this
14 Act, has been published as provided by law, and the notice and a
15 copy of this Act have been furnished to all persons, agencies,
16 officials, or entities to which they are required to be furnished
17 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
18 Government Code.

19 (b) The governor, one of the required recipients, has
20 submitted the notice and Act to the Texas Commission on
21 Environmental Quality.

22 (c) The Texas Commission on Environmental Quality has filed
23 its recommendations relating to this Act with the governor, the
24 lieutenant governor, and the speaker of the house of
25 representatives within the required time.

26 (d) All requirements of the constitution and laws of this
27 state and the rules and procedures of the legislature with respect

1 to the notice, introduction, and passage of this Act are fulfilled
2 and accomplished.

3 SECTION 5. This Act takes effect immediately if it receives
4 a vote of two-thirds of all the members elected to each house, as
5 provided by Section 39, Article III, Texas Constitution. If this
6 Act does not receive the vote necessary for immediate effect, this
7 Act takes effect September 1, 2009.