

1-1 By: Fraser S.B. No. 1755
1-2 (In the Senate - Filed March 11, 2009; March 20, 2009, read
1-3 first time and referred to Committee on Natural Resources;
1-4 March 31, 2009, reported favorably by the following vote: Yeas 11,
1-5 Nays 0; March 31, 2009, sent to printer.)

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

1-8 relating to the election of directors of the Clearwater Underground
1-9 Water Conservation District.

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

1-11 SECTION 1. Subsection (e), Section 10, Chapter 524, Acts of
1-12 the 71st Legislature, Regular Session, 1989, is amended to read as
1-13 follows:

1-14 (e) After the initial election of directors, all directors
1-15 shall be elected to serve four-year terms, except as provided by
1-16 Subsection (f). The terms of directors are staggered. On the
1-17 uniform election date in November [~~first Saturday in May~~] of
1-18 even-numbered years, the appropriate number of directors shall be
1-19 elected.

1-20 SECTION 2. A director of the board of the Clearwater
1-21 Underground Water Conservation District who is serving on the day
1-22 before the effective date of this Act shall serve until the
1-23 director's term expires. A director whose term expires in May 2010
1-24 shall serve until the director's successor has qualified following
1-25 the directors' election held on the uniform election date in
1-26 November 2010 in accordance with Subsection (e), Section 10,
1-27 Chapter 524, Acts of the 71st Legislature, Regular Session, 1989,
1-28 as amended by this Act. A director whose term expires in May 2012
1-29 shall serve until the director's successor has qualified following
1-30 the directors' election held on the uniform election date in
1-31 November 2012.

1-32 SECTION 3. (a) All governmental acts and proceedings of
1-33 the Clearwater Underground Water Conservation District relating to
1-34 the election of members of the board of directors of the district
1-35 that were taken before the effective date of this Act are validated,
1-36 ratified, and confirmed in all respects as if they had been taken as
1-37 authorized by law.

1-38 (b) This section does not apply to any matter that on the
1-39 effective date of this Act:

1-40 (1) is involved in litigation if the litigation
1-41 ultimately results in the matter being held invalid by a final court
1-42 judgment; or

1-43 (2) has been held invalid by a final court judgment.

1-44 SECTION 4. (a) The legal notice of the intention to
1-45 introduce this Act, setting forth the general substance of this
1-46 Act, has been published as provided by law, and the notice and a
1-47 copy of this Act have been furnished to all persons, agencies,
1-48 officials, or entities to which they are required to be furnished
1-49 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
1-50 Government Code.

1-51 (b) The governor, one of the required recipients, has
1-52 submitted the notice and Act to the Texas Commission on
1-53 Environmental Quality.

1-54 (c) The Texas Commission on Environmental Quality has filed
1-55 its recommendations relating to this Act with the governor, the
1-56 lieutenant governor, and the speaker of the house of
1-57 representatives within the required time.

1-58 (d) All requirements of the constitution and laws of this
1-59 state and the rules and procedures of the legislature with respect
1-60 to the notice, introduction, and passage of this Act are fulfilled
1-61 and accomplished.

1-62 SECTION 5. This Act takes effect immediately if it receives
1-63 a vote of two-thirds of all the members elected to each house, as
1-64 provided by Section 39, Article III, Texas Constitution. If this

2-1 Act does not receive the vote necessary for immediate effect, this
2-2 Act takes effect September 1, 2009.

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