

By: Gallegos

S.B. No. 1895

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the governing boards of independent school districts  
3 and junior college districts in counties with a population over 3.3  
4 million.

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

6 SECTION 1. Subchapter C, Chapter 11, Education Code, is  
7 amended by adding Section 11.066 to read as follows:

8 Sec. 11.066. RESIGNATION OF TRUSTEES OF CERTAIN DISTRICTS  
9 WHO BECOME CANDIDATES FOR OTHER OFFICES. (a) This section applies  
10 only to a member of the board of trustees of an independent school  
11 district located in a county with a population of more than 3.3  
12 million.

13 (b) A member of the board of trustees who becomes a  
14 candidate, as defined by Section 251.001, Election Code, for a  
15 municipal, state, or federal office shall resign as a member of the  
16 board as soon as practicable after becoming a candidate.

17 SECTION 2. Subchapter E, Chapter 130, Education Code, is  
18 amended by adding Section 130.0827 to read as follows:

19 Sec. 130.0827. GOVERNING BOARD OF CERTAIN DISTRICTS: TERMS;  
20 RESIGNATION OF BOARD MEMBER. (a) This section applies only to a  
21 member of the governing board of a junior college district located  
22 in a county with a population of more than 3.3 million.

23 (b) A member of the governing board of a junior college  
24 district to which this section applies serves a staggered four-year

1 term.

2 (c) A member of the governing board of a junior college  
3 district who becomes a candidate, as defined by Section 251.001,  
4 Election Code, for a municipal, state, or federal office must  
5 resign as a member of the board as soon as practicable after  
6 becoming a candidate.

7 SECTION 3. (a) The change in law made by Section  
8 130.0827(b), Education Code, as added by this Act, applies only to  
9 the term of a member of a governing board of a junior college  
10 district who is appointed or elected on or after the effective date  
11 of this Act.

12 (b) The governing board of a junior college district to  
13 which Section 130.0827(b), Education Code, as added by this Act,  
14 applies shall, to the extent necessary to implement that section,  
15 adopt a transition plan so that as nearly as possible half of the  
16 members of the board are elected to four-year terms in  
17 even-numbered years. The governing board may provide for  
18 establishing shortened terms of persons elected at the first  
19 election of governing board members held after the effective date  
20 of this Act or drawing lots as part of the transition plan.

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