

1-1 By: Goldman (Senate Sponsor - Birdwell) H.B. No. 1330
 1-2 (In the Senate - Received from the House April 29, 2013;
 1-3 May 7, 2013, read first time and referred to Committee on Natural
 1-4 Resources; May 15, 2013, reported favorably by the following vote:
 1-5 Yeas 11, Nays 0; May 15, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the election of members of the board of directors of the
 1-22 Benbrook Water Authority.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 3(c), Chapter 123, Acts of the 54th
 1-25 Legislature, Regular Session, 1955, is amended to read as follows:

1-26 (c) Regular [~~A regular election for the election of~~
 1-27 ~~Directors shall be held on the first Saturday in April of each year~~
 1-28 ~~after 1969 and before 1994. After 1993, regular~~] elections for the
 1-29 election of the appropriate number of Directors must be held on the
 1-30 [a] uniform date in November of each odd-numbered year or another
 1-31 date authorized by law and are governed by Chapters 49 and 51, Water
 1-32 Code. The regular elections shall be called by the Board of
 1-33 Directors. The Board shall appoint the presiding judge who shall
 1-34 appoint an assistant judge and at least two (2) clerks. Notice
 1-35 shall be given the same as is provided for the first election of
 1-36 Directors. Only qualified voters residing in the Authority are
 1-37 entitled to vote at an election of Directors. Directors serve
 1-38 staggered four-year terms, with two or three Directors' terms
 1-39 expiring each odd-numbered year on the date the successors qualify.
 1-40 ~~[After 1969 and before 1997, in even-numbered years the two (2)~~
 1-41 ~~candidates receiving the highest number of votes shall be elected~~
 1-42 ~~to serve for a period of two years and in odd-numbered years the~~
 1-43 ~~three (3) candidates receiving the highest number of votes shall be~~
 1-44 ~~elected to serve for two (2) years. Three Directors shall be~~
 1-45 ~~elected in 1997, and the three candidates receiving the highest~~
 1-46 ~~number of votes in that year shall be elected for a term of three~~
 1-47 ~~years.] In [the election of Directors held in 2000 and in] every~~
 1-48 ~~[subsequent] election at which three Directors are elected, the~~
 1-49 ~~three candidates receiving the highest number of votes shall be~~
 1-50 ~~elected for a term of four years. In [the election of Directors~~
 1-51 ~~held in 1998 and in] every [subsequent] election at which two~~
 1-52 ~~Directors are elected, the two candidates receiving the highest~~
 1-53 ~~number of votes shall be elected for a term of four years.~~

1-54 SECTION 2. A member of the board of directors of the
 1-55 Benbrook Water Authority who is serving on the day before the
 1-56 effective date of this Act shall serve until the expiration of the
 1-57 director's term, as provided by Resolution No. 2012-4 adopted by
 1-58 the board of directors of the Benbrook Water Authority on February
 1-59 7, 2012.

1-60 SECTION 3. (a) The legal notice of the intention to
 1-61 introduce this Act, setting forth the general substance of this

2-1 Act, has been published as provided by law, and the notice and a
2-2 copy of this Act have been furnished to all persons, agencies,
2-3 officials, or entities to which they are required to be furnished
2-4 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
2-5 Government Code.

2-6 (b) The governor, one of the required recipients, has
2-7 submitted the notice and Act to the Texas Commission on
2-8 Environmental Quality.

2-9 (c) The Texas Commission on Environmental Quality has filed
2-10 its recommendations relating to this Act with the governor, the
2-11 lieutenant governor, and the speaker of the house of
2-12 representatives within the required time.

2-13 (d) All requirements of the constitution and laws of this
2-14 state and the rules and procedures of the legislature with respect
2-15 to the notice, introduction, and passage of this Act are fulfilled
2-16 and accomplished.

2-17 SECTION 4. This Act takes effect immediately if it receives
2-18 a vote of two-thirds of all the members elected to each house, as
2-19 provided by Section 39, Article III, Texas Constitution. If this
2-20 Act does not receive the vote necessary for immediate effect, this
2-21 Act takes effect September 1, 2013.

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