

By: Gooden

H.B. No. 3878

Substitute the following for H.B. No. 3878:

By: Miller of Comal

C.S.H.B. No. 3878

A BILL TO BE ENTITLED

AN ACT

relating to the Lazy W District No. 1.

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

SECTION 1. The heading to Chapter 8380, Special District Local Laws Code, is amended to read as follows:

CHAPTER 8380. LAZY W CONSERVATION DISTRICT [~~NO. 1~~]

SECTION 2. Section 8380.001(4), Special District Local Laws Code, is amended to read as follows:

(4) "District" means the Lazy W Conservation District [~~No. 1~~].

SECTION 3. Subchapter B, Chapter 8380, Special District Local Laws Code, is amended by adding Section 8380.053 to read as follows:

Sec. 8380.053. QUORUM; TELEPHONE AND VIDEO CONFERENCING PERMITTED; MEETING LOCATION. (a) Notwithstanding Section 551.127, Government Code, the board may hold a meeting by telephone or video conference call if necessary to establish a quorum, provided that not more than two directors participate without being physically present at the district's designated meeting location.

(b) A meeting that a director attends by telephone or video conference call must be held at the district's designated location as specified in the notice required under Section 551.125, Government Code, at which at least one director must be physically present.

1 SECTION 4. Section 8380.107, Special District Local Laws  
2 Code, is amended by adding Subsection (e) to read as follows:

3 (e) The district may own, protect, and care for wildlife in  
4 a manner not otherwise prohibited by federal or state law.

5 SECTION 5. Section 8380.109(a), Special District Local Laws  
6 Code, is amended to read as follows:

7 (a) The district may adopt and enforce rules:

8 (1) to administer and operate the district;

9 (2) to govern the use, availability, protection,  
10 security, and maintenance of the district's property and  
11 facilities; ~~and~~

12 (3) to provide for public safety and security; and

13 (4) to protect and maintain the district's wildlife  
14 and the wildlife habitat, facilities, improvements, and  
15 infrastructure as necessary to provide for the maintenance,  
16 protection, sustenance, and welfare of the wildlife.

17 SECTION 6. Section 8380.053, Special District Local Laws  
18 Code, as added by this Act, applies only to a meeting called by the  
19 board of directors of the Lazy W Conservation District for which  
20 notice is posted on or after the effective date of this Act. A  
21 meeting called by that board for which notice is posted before the  
22 effective date of this Act is governed by the law in effect on the  
23 date the notice is posted, and that law is continued in effect for  
24 that purpose.

25 SECTION 7. (a) The legislature validates and confirms all  
26 governmental acts and proceedings, including annexation of  
27 territory, adoption of rules, and elections, of the Lazy W

1 Conservation District that were taken before the effective date of  
2 this Act.

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

5 (1) is involved in litigation if the litigation  
6 ultimately results in the matter being held invalid by a final court  
7 judgment; or

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

9 SECTION 8. This Act takes effect immediately if it receives  
10 a vote of two-thirds of all the members elected to each house, as  
11 provided by Section 39, Article III, Texas Constitution. If this  
12 Act does not receive the vote necessary for immediate effect, this  
13 Act takes effect September 1, 2013.