By: Morrison H.B. No. 3931

A BILL TO BE ENTITLED

AN ACT

relating to the election of members of the board of directors of the Pecan Valley Groundwater Conservation District.

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

SECTION 1. Section 11, Chapter 1343, Acts of the 77th Legislature, Regular Session, 2001, is amended to read as follows:

Sec. 11. ELECTION OF DIRECTORS. [~~(a)~~] On the uniform election date in November of each even-numbered year, the district shall hold an election in the district to elect [~~first Saturday in May of the second year after the year in which the district is authorized to be created at a confirmation election, an election shall be held in the district for the election of directors for Precincts One and Three.~~

[(~~b) On the first Saturday in May of the fourth year after the year in which the district is authorized to be created at a confirmation election, an election shall be held in the district for the election of directors for Precincts Two and Four and the at-large director.~~

[~~(c) On the first Saturday in May of each subsequent second year following the election under Subsection (b) of this section,~~] the appropriate number of directors to the district's board of directors [~~shall be elected~~].

SECTION 2. Section 8(e), Chapter 1343, Acts of the 77th Legislature, Regular Session, 2001, is repealed.

SECTION 3. A director on the board of the Pecan Valley Groundwater Conservation District whose term is scheduled to expire in May 2013 shall serve until the director's successor has qualified following the directors' election held on the uniform election date in November 2013. A director whose term is scheduled to expire in May 2015 shall serve until the director's successor has qualified following the directors' election held on the uniform election date in November 2014. A director whose term is scheduled to expire in May 2017 shall serve until the director's successor has qualified following the directors' election held on the uniform election date in November 2016.

SECTION 4. (a) All governmental acts and proceedings of the Pecan Valley Groundwater Conservation District relating to the election of members of the board of directors of the district that were taken before the effective date of this Act are validated, ratified, and confirmed in all respects as if they had been taken as authorized by law.

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

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

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

SECTION 5. (a) The legal notice of the intention to introduce this Act, setting forth the general substance of this Act, has been published as provided by law, and the notice and a copy of this Act have been furnished to all persons, agencies,

officials, or entities to which they are required to be furnished under Section 59, Article XVI, Texas Constitution, and Chapter 313, Government Code.

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

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

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

SECTION 6. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2013.