

1-1 By: Williams S.B. No. 323  
1-2 (In the Senate - Filed January 31, 2013; February 5, 2013,  
1-3 read first time and referred to Committee on Intergovernmental  
1-4 Relations; April 2, 2013, reported favorably by the following  
1-5 vote: Yeas 5, Nays 0; April 2, 2013, sent to printer.)

1-6 COMMITTEE VOTE

1-7	Yea	Nay	Absent	PNV
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			

1-13 A BILL TO BE ENTITLED  
1-14 AN ACT

1-15 relating to the period for confirmation and the terms of the  
1-16 temporary directors of the Montgomery County Municipal Utility  
1-17 District No. 104.

1-18 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-19 SECTION 1. Section 8244.021, Special District Local Laws  
1-20 Code, is amended by amending Subsection (b) and adding Subsections  
1-21 (c) and (d) to read as follows:

1-22 (b) Temporary directors serve until the earlier of:

1-23 (1) the date initial directors are elected under  
1-24 Section 8244.023; or

1-25 (2) September 1, 2013 [~~the date this subchapter~~  
1-26 ~~expires under Section 8244.025~~].

1-27 (c) If initial directors have not been elected under Section  
1-28 8244.023 and the terms of the temporary directors have expired,  
1-29 successor temporary directors shall be appointed or reappointed as  
1-30 provided by Subsection (d) to serve terms that expire on the earlier  
1-31 of:

1-32 (1) the date initial directors are elected under  
1-33 Section 8244.023; or

1-34 (2) the fourth anniversary of the date of the  
1-35 appointment or reappointment.

1-36 (d) If Subsection (c) applies, the owner or owners of a  
1-37 majority of the assessed value of the real property in the district  
1-38 may submit a petition to the Texas Commission on Environmental  
1-39 Quality requesting that the commission appoint as successor  
1-40 temporary directors the five persons named in the petition. The  
1-41 commission shall appoint as successor temporary directors the five  
1-42 persons named in the petition.

1-43 SECTION 2. Sections 8244.003 and 8244.025, Special District  
1-44 Local Laws Code, are repealed.

1-45 SECTION 3. (a) The legal notice of the intention to  
1-46 introduce this Act, setting forth the general substance of this  
1-47 Act, has been published as provided by law, and the notice and a  
1-48 copy of this Act have been furnished to all persons, agencies,  
1-49 officials, or entities to which they are required to be furnished  
1-50 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
1-51 Government Code.

1-52 (b) The governor, one of the required recipients, has  
1-53 submitted the notice and Act to the Texas Commission on  
1-54 Environmental Quality.

1-55 (c) The Texas Commission on Environmental Quality has filed  
1-56 its recommendations relating to this Act with the governor, the  
1-57 lieutenant governor, and the speaker of the house of  
1-58 representatives within the required time.

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

2-1 and accomplished.

2-2       SECTION 4. This Act takes effect immediately if it receives  
2-3 a vote of two-thirds of all the members elected to each house, as  
2-4 provided by Section 39, Article III, Texas Constitution. If this  
2-5 Act does not receive the vote necessary for immediate effect, this  
2-6 Act takes effect September 1, 2013.

2-7                               \* \* \* \* \*