

1-1 By: Birdwell S.B. No. 683  
 1-2 (In the Senate - Filed February 20, 2013; February 25, 2013,  
 1-3 read first time and referred to Committee on Natural Resources;  
 1-4 March 6, 2013, reported favorably by the following vote: Yeas 9,  
 1-5 Nays 0; March 6, 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. Subsection (c), Section 3, Chapter 123, Acts of  
 1-25 the 54th Legislature, Regular Session, 1955, is amended to read as  
 1-26 follows:

1-27 (c) Regular [~~A regular election for the election of~~  
 1-28 ~~Directors shall be held on the first Saturday in April of each year~~  
 1-29 ~~after 1969 and before 1994. After 1993, regular]~~ elections for the  
 1-30 election of the appropriate number of Directors must be held on the  
 1-31 [a] uniform date in November of each odd-numbered year or another  
 1-32 date authorized by law and are governed by Chapters 49 and 51, Water  
 1-33 Code. The regular elections shall be called by the Board of  
 1-34 Directors. The Board shall appoint the presiding judge who shall  
 1-35 appoint an assistant judge and at least two (2) clerks. Notice  
 1-36 shall be given the same as is provided for the first election of  
 1-37 Directors. Only qualified voters residing in the Authority are  
 1-38 entitled to vote at an election of Directors. Directors serve  
 1-39 staggered four-year terms, with two or three Directors' terms  
 1-40 expiring each odd-numbered year on the date the successors qualify.  
 1-41 ~~[After 1969 and before 1997, in even-numbered years the two (2)~~  
 1-42 ~~candidates receiving the highest number of votes shall be elected~~  
 1-43 ~~to serve for a period of two years and in odd-numbered years the~~  
 1-44 ~~three (3) candidates receiving the highest number of votes shall be~~  
 1-45 ~~elected to serve for two (2) years. Three Directors shall be~~  
 1-46 ~~elected in 1997, and the three candidates receiving the highest~~  
 1-47 ~~number of votes in that year shall be elected for a term of three~~  
 1-48 ~~years.] In [the election of Directors held in 2000 and in] every~~  
 1-49 ~~[subsequent] election at which three Directors are elected, the~~  
 1-50 ~~three candidates receiving the highest number of votes shall be~~  
 1-51 ~~elected for a term of four years. In [the election of Directors~~  
 1-52 ~~held in 1998 and in] every [subsequent] election at which two~~  
 1-53 ~~Directors are elected, the two candidates receiving the highest~~  
 1-54 ~~number of votes shall be elected for a term of four years.~~

1-55 SECTION 2. A member of the board of directors of the  
 1-56 Benbrook Water Authority who is serving on the day before the  
 1-57 effective date of this Act shall serve until the expiration of the  
 1-58 director's term, as provided by Resolution No. 2012-4 adopted by  
 1-59 the board of directors of the Benbrook Water Authority on February  
 1-60 7, 2012.

1-61 SECTION 3. (a) The legal notice of the intention to

2-1 introduce this Act, setting forth the general substance of this  
2-2 Act, has been published as provided by law, and the notice and a  
2-3 copy of this Act have been furnished to all persons, agencies,  
2-4 officials, or entities to which they are required to be furnished  
2-5 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
2-6 Government Code.

2-7 (b) The governor, one of the required recipients, has  
2-8 submitted the notice and Act to the Texas Commission on  
2-9 Environmental Quality.

2-10 (c) The Texas Commission on Environmental Quality has filed  
2-11 its recommendations relating to this Act with the governor, the  
2-12 lieutenant governor, and the speaker of the house of  
2-13 representatives within the required time.

2-14 (d) All requirements of the constitution and laws of this  
2-15 state and the rules and procedures of the legislature with respect  
2-16 to the notice, introduction, and passage of this Act are fulfilled  
2-17 and accomplished.

2-18 SECTION 4. This Act takes effect immediately if it receives  
2-19 a vote of two-thirds of all the members elected to each house, as  
2-20 provided by Section 39, Article III, Texas Constitution. If this  
2-21 Act does not receive the vote necessary for immediate effect, this  
2-22 Act takes effect September 1, 2013.

2-23

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