

By: Perry

S.B. No. 1336

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the construction of laws and election dates of certain  
3 groundwater conservation districts.

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

5 SECTION 1. CLEARWATER UNDERGROUND WATER CONSERVATION  
6 DISTRICT. Section 6, Chapter 524, Acts of the 71st Legislature,  
7 Regular Session, 1989, is amended by adding Subsection (c) to read  
8 as follows:

9 (c) If there is a conflict between Chapters 36 and 49, Water  
10 Code, Chapter 36 prevails.

11 SECTION 2. CROCKETT COUNTY GROUNDWATER CONSERVATION  
12 DISTRICT. Section 6, Chapter 712, Acts of the 71st Legislature,  
13 Regular Session, 1989, is amended by adding Subsection (c) to read  
14 as follows:

15 (c) If there is a conflict between Chapters 36 and 49, Water  
16 Code, Chapter 36 prevails.

17 SECTION 3. MESA UNDERGROUND WATER CONSERVATION DISTRICT.  
18 (a) Section 6, Chapter 669, Acts of the 71st Legislature, Regular  
19 Session, 1989, is amended by adding Subsection (c) to read as  
20 follows:

21 (c) If there is a conflict between Chapter 36 and another  
22 chapter that applies to the district, Chapter 36 prevails.

23 (b) Section 10, Chapter 669, Acts of the 71st Legislature,  
24 Regular Session, 1989, is amended to read as follows:

1           Sec. 10. ELECTION OF DIRECTORS. On the uniform election  
2 date [~~first Saturday~~] in May of each even-numbered year [~~the second~~  
3 ~~year after the year in which the district is authorized to be~~  
4 ~~created at a confirmation election~~], an election shall be held in  
5 the district to elect the appropriate number [~~for the election~~] of  
6 directors. [~~Directors elected from commissioner precincts 2 and 4~~  
7 ~~shall each serve two-year terms and directors elected from~~  
8 ~~commissioner precincts 1 and 3 and the district at large shall each~~  
9 ~~serve four-year terms. Thereafter, on the same date in each~~  
10 ~~subsequent second year, the appropriate number of directors shall~~  
11 ~~be elected to the board.~~]

12           SECTION 4. SANDY LAND UNDERGROUND WATER CONSERVATION  
13 DISTRICT. (a) Section 6, Chapter 673, Acts of the 71st Legislature,  
14 Regular Session, 1989, is amended by adding Subsection (c) to read  
15 as follows:

16           (c) If there is a conflict between Chapters 36 and 49, Water  
17 Code, Chapter 36 prevails.

18           (b) Section 10, Chapter 673, Acts of the 71st Legislature,  
19 Regular Session, 1989, is amended to read as follows:

20           Sec. 10. ELECTION OF DIRECTORS. On the uniform election  
21 date [~~first Saturday~~] in May of every other [~~the second year after~~  
22 ~~the year in which the district is authorized to be created at a~~  
23 ~~confirmation election, an election shall be held in the district~~  
24 ~~for the election of two directors who shall each serve two-year~~  
25 ~~terms and three directors who shall each serve four-year terms.~~  
26 ~~Thereafter, on the same date in each subsequent second] year, the~~  
27 appropriate number of directors shall be elected to the board.

1 SECTION 5. SANTA RITA UNDERGROUND WATER CONSERVATION  
2 DISTRICT. Section 6, Chapter 653, Acts of the 71st Legislature,  
3 Regular Session, 1989, is amended by adding Subsection (c) to read  
4 as follows:

5 (c) If there is a conflict between Chapters 36 and 49, Water  
6 Code, Chapter 36 prevails.

7 SECTION 6. SARATOGA UNDERGROUND WATER CONSERVATION  
8 DISTRICT. Section 6, Chapter 519, Acts of the 71st Legislature,  
9 Regular Session, 1989, is amended by adding Subsection (c) to read  
10 as follows:

11 (c) If there is a conflict between Chapters 36 and 49, Water  
12 Code, Chapter 36 prevails.

13 SECTION 7. SOUTH PLAINS UNDERGROUND WATER CONSERVATION  
14 DISTRICT. (a) Section 5, Chapter 46, Acts of the 72nd Legislature,  
15 Regular Session, 1991, is amended by adding Subsection (c) to read  
16 as follows:

17 (c) If there is a conflict between Chapters 36 and 49, Water  
18 Code, Chapter 36 prevails.

19 (b) Section 11, Chapter 46, Acts of the 72nd Legislature,  
20 Regular Session, 1991, is amended to read as follows:

21 Sec. 11. ELECTION OF DIRECTORS. On the uniform election  
22 date [~~first Saturday~~] in May of even-numbered years [~~the second~~  
23 ~~year after the year in which the district is authorized to be~~  
24 ~~created at a confirmation election~~], an election shall be held in  
25 the district to elect the appropriate number [~~for the election~~] of  
26 [~~the~~] directors [~~for Precinct Nos. 1 and 3, who shall each serve~~  
27 ~~two-year terms, and the directors for Precinct Nos. 2 and 4 and for~~

1 ~~the district at large, who shall each serve four-year terms.~~  
2 ~~Thereafter, on the same date in each subsequent second year, the~~  
3 ~~appropriate number of directors shall be elected to the board].~~

4 SECTION 8. SUTTON COUNTY UNDERGROUND WATER CONSERVATION  
5 DISTRICT. (a) Section 15(e), Chapter 377, Acts of the 69th  
6 Legislature, Regular Session, 1985, is amended to read as follows:

7 (e) The district shall hold an election in the district to  
8 elect directors on the uniform election date [~~first Saturday~~] in  
9 May of each odd-numbered year.

10 (b) Section 17, Chapter 377, Acts of the 69th Legislature,  
11 Regular Session, 1985, is amended to read as follows:

12 Sec. 17. STATUTORY INTERPRETATION. Except as otherwise  
13 provided by this Act, if [~~if~~] there is a conflict between this Act  
14 and Chapter 49, 51, or 36 [~~52~~], Water Code, this Act controls. If  
15 there is a conflict between Chapter 49 or 51, Water Code, and  
16 Chapter 36 [~~52~~], Water Code, Chapter 36 [~~52~~] controls.

17 SECTION 9. TERMS OF OFFICE. The governing body of a  
18 groundwater conservation district for which the election date has  
19 changed under the laws amended by this Act shall adjust the terms of  
20 office to conform to the new election date, if applicable.

21 SECTION 10. NOTICE. (a) The legal notice of the intention  
22 to introduce this Act, setting forth the general substance of this  
23 Act, has been published as provided by law, and the notice and a  
24 copy of this Act have been furnished to all persons, agencies,  
25 officials, or entities to which they are required to be furnished  
26 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
27 Government Code.

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

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

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

12           SECTION 11. EFFECTIVE DATE.       This Act takes effect  
13 September 1, 2015.