

Amend CSHB 4180 (senate committee report) by adding the following SECTION to the bill, numbered appropriately, and renumbering accordingly the SECTIONS of the bill and the cross-references within Section 7201.052, Special District Local Laws Code:

SECTION _____. (a) Effective January 1, 2018, Section 7201.052, Special District Local Laws Code, is amended by amending Subsections (a), (b), (c), and (l) and adding Subsection (m) to read as follows:

(a) Except as provided by Subsection (l), the district shall be governed by a board of seven directors, elected as follows:

(1) one director elected by the voters of the part of the City of Mission inside the district to represent that part of the city;

(2) one director elected by the voters of the City of Palmview to represent that city;

(3) one director elected by the voters of the City of Penitas to represent that city;

(4) one director elected by the voters of the City of Sullivan City to represent that city; ~~and~~

(5) one director elected by the voters of the part of the City of La Joya within the district to represent that part of the city; and

(6) two ~~[three]~~ directors elected at-large to numbered positions on the board by the district voters who do not reside in any of the municipalities listed in Subdivisions (1)-(5) ~~[(1)-(4)]~~ to represent the part of the district that is not included in those municipalities, unless the number of at-large directors is increased under Subsection (l).

(b) A candidate for one of the numbered director positions:

(1) must reside in the part of the service area of the district that is not included in any of the municipalities listed in Subsections (a)(1)-(5) ~~[(a)(1)-(4)]~~; and

(2) must be eligible to hold office under Section 141.001, Election Code.

(c) A candidate for one of the director positions representing a municipality listed in Subsection (a)(1), (2), (3),

~~[(4)]~~ (4), or (5):

(1) must reside in the municipality the candidate seeks to represent; and

(2) must be eligible to hold office under Section 141.001, Election Code.

(1) If, before the expiration of the term of a director elected to represent a municipality under Subsection (a)(1), (2), (3), ~~[(4)]~~ (4), or (5), the district determines that all of the incorporated territory of the municipality is outside the boundaries of the district, the position immediately becomes an at-large numbered position to be filled at the next general election of the district in accordance with Subsections (a)(6) ~~[(a)(5)]~~ and (b).

(m) The board may not employ as an employee, as a consultant, or on a contract basis:

(1) an elected official of the largest public employer in the service area of the district; or

(2) a person related to an elected official described by Subdivision (1) within the third degree by consanguinity or affinity as determined under Chapter 573, Government Code.

(b) The position of director of the Agua Special Utility District elected at-large for a term that expires in 2018 becomes the position for the director elected from the City of La Joya on the election date in 2018 when the district elects new directors. The director of the Agua Special Utility District elected at-large to a term that expires in 2018 shall serve until a director elected from the City of La Joya has qualified following the director's election held in 2018. This subsection expires September 1, 2020.

(c) The legal notice of the intention to introduce a bill relating to the Agua Special Utility District, setting forth the general substance of this section, has been published as provided by law, and the notice and a copy of a bill relating to the Agua Special Utility District 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.

(d) The governor, one of the required recipients, has

submitted the notice and a bill relating to the Agua Special Utility District to the Texas Commission on Environmental Quality.

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

(f) 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 the substance of this section are fulfilled and accomplished.