

1-1 By: King of Uvalde (Senate Sponsor - Uresti) H.B. No. 4279
 1-2 (In the Senate - Received from the House April 24, 2017;
 1-3 May 3, 2017, read first time and referred to Committee on
 1-4 Intergovernmental Relations; May 12, 2017, reported favorably by
 1-5 the following vote: Yeas 6, Nays 0; May 12, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Lucio	X			
1-8 Bettencourt	X			
1-9 Campbell	X			
1-10 Garcia	X			
1-11 Huffines	X			
1-12 Menéndez			X	
1-13 Taylor of Collin	X			

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to expansion of the territory of the Frio Hospital
 1-18 District and to the election of the board of directors of the
 1-19 district.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Section 1030.004, Special District Local Laws
 1-22 Code, is amended to read as follows:

1-23 Sec. 1030.004. DISTRICT TERRITORY. Unless the district's
 1-24 boundaries are expanded under Subchapter H, the [The] boundaries of
 1-25 the district are coextensive with the boundaries of Frio County,
 1-26 Texas, except that a portion of the southern boundary follows the
 1-27 boundary of the Frio River beginning at the intersection of the
 1-28 south county line and the Frio River to the point at which the
 1-29 boundary intersects the Leona River and follows the Leona River to
 1-30 the west county line.

1-31 SECTION 2. Sections 1030.051(a) and (b), Special District
 1-32 Local Laws Code, are amended to read as follows:

1-33 (a) Unless the district's boundaries are expanded under
 1-34 Subchapter H, the [The] district is governed by a board of seven
 1-35 directors.

1-36 (b) Unless the district's boundaries are expanded under
 1-37 Subchapter H:

1-38 (1) two [Two] directors are elected from each
 1-39 commissioners precinct and one director is elected from the
 1-40 district at large; and

1-41 (2) the [The] portion of Precinct 4 that is in the
 1-42 district is combined with Precinct 1 to represent one precinct.

1-43 SECTION 3. Section 1030.052, Special District Local Laws
 1-44 Code, is amended to read as follows:

1-45 Sec. 1030.052. NOTICE OF ELECTION. Notice [At least 35 days
 1-46 before the date] of an election of directors[, notice of the
 1-47 election] shall be published in accordance with Section 4.003,
 1-48 Election Code [one time in a newspaper with general circulation in
 1-49 the district].

1-50 SECTION 4. Section 1030.053, Special District Local Laws
 1-51 Code, is amended to read as follows:

1-52 Sec. 1030.053. BALLOT APPLICATION [~~PETITION~~]. A person who
 1-53 wants to have the person's name printed on the ballot as a candidate
 1-54 for director must file with the board secretary an application in
 1-55 accordance with Chapter 144, Election Code [a petition requesting
 1-56 that action. The petition must:

1-57 [(1) be signed by at least 10 registered voters of the
 1-58 district as determined by the most recent official list of
 1-59 registered voters;

1-60 [(2) be filed not later than the 31st day before the
 1-61 date of the election; and

2-1 ~~[(3) specify the commissioners precinct the candidate~~
 2-2 ~~wants to represent or specify that the candidate wants to represent~~
 2-3 ~~the district at large].~~

2-4 SECTION 5. Chapter 1030, Special District Local Laws Code,
 2-5 is amended by adding Subchapter H to read as follows:

2-6 SUBCHAPTER H. EXPANSION OF TERRITORY TO INCLUDE ALL OF FRIO COUNTY

2-7 Sec. 1030.351. PETITION TO EXPAND DISTRICT TERRITORY. (a)

2-8 Registered voters of a defined territory composed of all territory
 2-9 within Frio County that does not include the territory of the
 2-10 district may file a petition with the board secretary requesting
 2-11 inclusion of the territory in the district.

2-12 (b) The petition must be signed by at least 50 registered
 2-13 voters of the territory or a majority of those voters, whichever is
 2-14 less.

2-15 Sec. 1030.352. NOTICE OF HEARING. (a) The board by order
 2-16 shall set a time and place to hold a hearing on the petition
 2-17 described by Section 1030.351.

2-18 (b) The hearing may not be held earlier than the 31st day
 2-19 after the date the board issues the order.

2-20 Sec. 1030.353. ORDER OF ANNEXATION. (a) If, after the
 2-21 hearing, the board finds that annexation of the territory into the
 2-22 district would be feasible and would benefit the district, the
 2-23 board may approve the annexation by a resolution entered in its
 2-24 minutes.

2-25 (b) The board is not required to include all of the
 2-26 territory described in the petition if the board finds that a change
 2-27 is necessary or desirable.

2-28 Sec. 1030.354. RATIFICATION ELECTION. (a) Annexation of
 2-29 territory is final when approved by a majority of the voters at:

2-30 (1) an election held in the district; and
 2-31 (2) a separate election held on the same date in the
 2-32 territory to be annexed.

2-33 (b) If the district has outstanding debts or taxes, the
 2-34 voters in the elections to approve annexation must also determine
 2-35 whether the annexed territory will assume its portion of the debts
 2-36 or taxes on annexation.

2-37 Sec. 1030.355. BALLOT. The ballot for the elections shall
 2-38 be printed to permit voting for or against the following, as
 2-39 applicable:

2-40 (1) "Adding (description of territory to be added) to
 2-41 the Frio Hospital District."

2-42 (2) "(Description of territory to be added) assuming
 2-43 its proportionate share of the outstanding debts and taxes of the
 2-44 Frio Hospital District, if it is added to the district."

2-45 Sec. 1030.356. ANNEXATION ELECTION. (a) An election held
 2-46 under this subchapter to annex territory must be ordered in
 2-47 accordance with Chapter 3, Election Code.

2-48 (b) Notice of an election held under this subchapter to
 2-49 annex territory must be given as provided by Chapter 4, Election
 2-50 Code.

2-51 Sec. 1030.357. COMPOSITION AND ELECTION OF BOARD FOLLOWING
 2-52 ANNEXATION. (a) If annexation is approved, the board shall be
 2-53 governed by a board of nine directors with two directors elected
 2-54 from each commissioners precinct and one director elected at large.

2-55 (b) At the next regularly scheduled board meeting following
 2-56 the canvassing of the election to expand the district's territory,
 2-57 the board shall appoint two individuals who meet the qualifications
 2-58 under Section 1030.054 to serve as temporary directors representing
 2-59 Precinct 4 until the date of the next regular election of directors.

2-60 (c) On the date of the next regular election following the
 2-61 approval of annexation, in addition to the directors scheduled to
 2-62 be elected at that election, two directors shall be elected from
 2-63 Precinct 4.

2-64 (d) The two initial directors elected from Precinct 4 shall
 2-65 draw lots to determine which director shall serve a one-year term.

2-66 SECTION 6. This Act takes effect immediately if it receives
 2-67 a vote of two-thirds of all the members elected to each house, as
 2-68 provided by Section 39, Article III, Texas Constitution. If this
 2-69 Act does not receive the vote necessary for immediate effect, this

3-1 Act takes effect September 1, 2017.

3-2 * * * * *