

Amend CSSB 755 by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter C, Chapter 63, Water Code, is amended by adding Section 63.1045 to read as follows:

Sec. 63.1045. EXECUTIVE DIRECTOR. (a) The district may employ an executive director of the district. If the district employs an executive director, the district must prescribe the duties and compensation of the executive director.

(b) The duties of an executive director may be performed by a general manager, port director, or chief executive officer.

SECTION _____. Section 63.105, Water Code, is amended to read as follows:

Sec. 63.105. ENGINEER. The district ~~[commission]~~ may employ a competent engineer whose term of office and compensation shall be determined by the district ~~[commission]~~.

SECTION _____. Section 63.107, Water Code, is amended to read as follows:

Sec. 63.107. DISTRICT EMPLOYEES. (a) The district:

(1) ~~[commission]~~ may employ assistant engineers and other persons as it considers necessary for the construction, maintenance, operation, and development of the district and~~[~~ its business and facilities;~~]~~

(2) shall determine their term of office and duties~~[~~ and fix their compensation.

(b) All employees may be removed by the district ~~[commission]~~.

SECTION _____. Section 63.109, Water Code, is amended to read as follows:

Sec. 63.109. PAYMENT OF COMPENSATION AND EXPENSES. The district ~~[commission]~~ may draw warrants, issue checks, or use a payment method adopted under Section 60.271 to pay for:

(1) ~~[legal]~~ services;

(2) ~~[, for]~~ the compensation ~~[salaries]~~ of ~~[the engineer, his assistant, or any other]~~ employees; and

(3) ~~[, and for]~~ all expenses incident and relating to the district.

SECTION _____. The heading to Section 63.175, Water Code, is amended to read as follows:

Sec. 63.175. SUPERVISION OF WORK [~~BY ENGINEER~~].

SECTION _____. Section 63.175(a), Water Code, is amended to read as follows:

(a) Unless done under the supervision of the United States, all work contracted for by the district [~~commission~~] shall be done under the supervision of a representative of the district [~~engineer~~].

SECTION _____. Sections 63.176(a) and (b), Water Code, are amended to read as follows:

(a) A representative of the district [~~The commission~~] shall inspect the work being done during its progress, and on completion of the contract, the district [~~commission~~] shall draw a warrant on the district depository or issue a check in favor of the contractor or the contractor's [~~his~~] assignee for the amount of the contract price. The warrant or check shall be paid from the construction and maintenance or operating fund.

(b) If the district [~~commission~~] considers it advisable, it may contract to pay for the work in partial payments as the work progresses. Partial [~~, but the partial~~] payments may not be more in the aggregate than the amount allowed under applicable laws [~~90 percent of the contract price of the total amount of work done under the contract~~]. The amount of the work shall be shown by a certificate of a representative of the district [~~engineer~~].

SECTION _____. Section 63.175(b), Water Code, is repealed.