

1-1 By: Stephenson (Senate Sponsor - Kolkhorst) H.B. No. 4747
1-2 (In the Senate - Received from the House May 13, 2019;
1-3 May 14, 2019, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 17, 2019, reported favorably by
1-5 the following vote: Yeas 7, Nays 0; May 17, 2019, 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 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to the board of directors of the Boling Municipal Water
1-18 District.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Section 9018.001, Special District Local Laws
1-21 Code, is amended by adding Subdivisions (1-a) and (1-b) to read as
1-22 follows:

1-23 (1-a) "Commission" means the Texas Commission on
1-24 Environmental Quality.

1-25 (1-b) "Director" means a board member.

1-26 SECTION 2. Subchapter C, Chapter 9018, Special District
1-27 Local Laws Code, is amended by adding Section 9018.102 to read as
1-28 follows:

1-29 Sec. 9018.102. TEMPORARY DIRECTORS. (a) The temporary
1-30 board shall hold an election under Section 49.102, Water Code, to
1-31 elect permanent directors. The temporary board consists of:

- 1-32 (1) Brett Glenn;
- 1-33 (2) Steve Nelson;
- 1-34 (3) James Ezell;
- 1-35 (4) Theodore Rangel; and
- 1-36 (5) Bobby Charles.

1-37 (b) Temporary directors serve until the earlier of:

1-38 (1) the date permanent directors are elected at an
1-39 election held under Section 49.102, Water Code; or

1-40 (2) the fourth anniversary of the effective date of
1-41 the Act enacting this section.

1-42 (c) If permanent directors have not been elected at an
1-43 election held under Section 49.102, Water Code, and the terms of the
1-44 temporary directors have expired, successor temporary directors
1-45 shall be appointed or reappointed as provided by Subsection (d) to
1-46 serve terms that expire on the earlier of:

1-47 (1) the date permanent directors are elected at an
1-48 election held under Section 49.102, Water Code; or

1-49 (2) the fourth anniversary of the date of the
1-50 appointment or reappointment.

1-51 (d) If Subsection (c) applies, the owner or owners of a
1-52 majority of the assessed value of the real property in the district
1-53 may submit a petition to the commission requesting that the
1-54 commission appoint as successor temporary directors the five
1-55 persons named in the petition. The commission shall appoint as
1-56 successor temporary directors the five persons named in the
1-57 petition.

1-58 SECTION 3. The Boling Municipal Water District retains all
1-59 the rights, powers, privileges, authority, duties, and functions
1-60 that it had before the effective date of this Act.

1-61 SECTION 4. (a) The legislature validates and confirms all

2-1 governmental acts and proceedings of the Boling Municipal Water
2-2 District that were taken before the effective date of this Act.

2-3 (b) This section does not apply to any matter that on the
2-4 effective date of this Act:

2-5 (1) is involved in litigation if the litigation
2-6 ultimately results in the matter being held invalid by a final court
2-7 judgment; or

2-8 (2) has been held invalid by a final court judgment.

2-9 SECTION 5. (a) The legal notice of the intention to
2-10 introduce this Act, setting forth the general substance of this
2-11 Act, has been published as provided by law, and the notice and a
2-12 copy of this Act have been furnished to all persons, agencies,
2-13 officials, or entities to which they are required to be furnished
2-14 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
2-15 Government Code.

2-16 (b) The governor, one of the required recipients, has
2-17 submitted the notice and Act to the Texas Commission on
2-18 Environmental Quality.

2-19 (c) The Texas Commission on Environmental Quality has filed
2-20 its recommendations relating to this Act with the governor, the
2-21 lieutenant governor, and the speaker of the house of
2-22 representatives within the required time.

2-23 (d) All requirements of the constitution and laws of this
2-24 state and the rules and procedures of the legislature with respect
2-25 to the notice, introduction, and passage of this Act are fulfilled
2-26 and accomplished.

2-27 SECTION 6. This Act takes effect immediately if it receives
2-28 a vote of two-thirds of all the members elected to each house, as
2-29 provided by Section 39, Article III, Texas Constitution. If this
2-30 Act does not receive the vote necessary for immediate effect, this
2-31 Act takes effect September 1, 2019.

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