

By: King of Uvalde, Morales of Maverick

H.B. No. 2645

A BILL TO BE ENTITLED

AN ACT

relating to the election of certain junior college district trustees by plurality vote.

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

SECTION 1. Section 130.082, Education Code, is amended by amending Subsection (g) and adding Subsections (g-1) and (g-2) to read as follows:

(g) The board shall ~~designate a~~ number ~~for~~ the positions on ~~position held by each member of~~ the board~~, from one upward~~ in the ~~consecutive numerical~~ order in which the ~~such manner that the lowest numbers shall be assigned to the members whose~~ terms of office of the members expire ~~in the shortest length of time~~, provided that any ~~such~~ position number designations on existing boards under existing law on ~~at~~ the effective date of this act or on the effective date of an amendment to this subsection shall remain in effect. At each election candidates must ~~shall~~ be voted upon and be elected separately for each position on the board, and the name of each candidate must ~~shall~~ be placed on the official ballot according to the number of the position for which the candidate ~~he or she~~ is running. Except as provided by Subsection (g-1), the ~~A~~ candidate receiving a majority of the votes cast ~~for all candidates~~ for each respective ~~a~~ position to be filled at the election is ~~shall be declared~~ elected. If no candidate receives ~~such~~ a majority, then the two candidates receiving the highest

1 number of votes shall run against each other for the position. The
2 run-off election for all positions shall be held on a date that
3 complies with law in the same manner [~~and shall be ordered, notice~~
4 ~~thereof given, and held,~~] as provided [~~herein~~] for regular
5 elections. The board shall place a candidate's name [~~Any resident,~~
6 ~~qualified elector of the district may have his or her name placed as~~
7 ~~a candidate~~] on the official ballot for any position to be filled at
8 each regular election if the candidate is a resident of the
9 district, is a qualified elector of the district, and files [~~by~~
10 ~~filing~~] with the secretary of the board a written application
11 [~~therefor~~] signed by the applicant that complies with Section
12 144.005, Election Code. The [~~, not later than 5 p.m. of the 45th day~~
13 ~~before the date of the election. An application may not be filed~~
14 ~~earlier than the 30th day before the date of the filing deadline.~~
15 ~~Such~~] application must state the number of the position [~~for which~~
16 ~~he or she is a candidate,~~] or the name of the incumbent member of the
17 board holding the position for which the candidate [~~he or she~~]
18 desires to run. The order [~~location~~] on the ballot of the names of
19 candidates for each position shall be chosen by lot by the board. A
20 candidate shall be eligible to run for only one position at each
21 election.

22 (g-1) The board of trustees of the following junior college
23 districts may by resolution provide, not later than the 180th day
24 before the date of an election, that a candidate receiving the
25 highest number of votes cast for each respective position to be
26 filled at the election is elected:

27 (1) Laredo Community College District; and

1 (2) Southwest Texas Junior College District.
2 (g-2) A resolution adopted under Subsection (g-1) is
3 effective for subsequent elections until rescinded by a subsequent
4 resolution adopted not later than the 180th day before the date of
5 the first election to which the rescission applies.

6 SECTION 2. The change in law made by this Act applies only
7 to an election ordered on or after the effective date of this Act.

8 SECTION 3. This Act takes effect September 1, 2021.