

By: Jetton

H.B. No. 2951

A BILL TO BE ENTITLED

AN ACT

relating to the appointment of directors of a levee improvement district.

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

SECTION 1. Section 57.053, Water Code, is amended to read as follows:

Sec. 57.053. [~~TERM OF OFFICE~~] VACANCY, REMOVAL, AND SUCCESSION. (a) In districts which have appointed boards, a [A] vacancy on the board shall be filled by majority vote of the commissioners court, and the court shall appoint directors so that the board will always have full membership.

(b) The commissioners court, by majority vote, may remove a [~~an appointed~~] member of the board previously appointed by the commissioners court.

(c) In districts which have elected boards, a vacancy on the board shall be filled in accordance with Section 49.105. The board may only appoint a director that is qualified for election as a director under Section 57.059.

SECTION 2. The changes in law made by this Act apply only to a vacancy filled on or after the effective date of this Act. A vacancy filled before the effective date of this Act is governed by the law in effect on the date the vacancy was filled, provided that any vacancy filled before the effective date of this Act in accordance with Section 49.105, Water Code, may be ratified,

1 confirmed and validated by the board after the effective date of
2 this Act and, upon such ratification, confirmation and validation
3 of all governmental acts and proceedings of the board occurring
4 before the effective date of this Act shall be ratified, confirmed
5 and validated for all purposes.

6 SECTION 3. This Act takes effect immediately if it receives
7 a vote of two-thirds of all the members elected to each house, as
8 provided by Section 39, Article III, Texas Constitution. If this
9 Act does not receive the vote necessary for immediate effect, this
10 Act takes effect September 1, 2021.