

By: Metcalf

H.B. No. 3116

A BILL TO BE ENTITLED

AN ACT

1
2 relating to recommendations for the appointment of directors of the
3 San Jacinto River Authority.

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

5 SECTION 1. Section 6, Chapter 426, Acts of the 45th
6 Legislature, Regular Session, 1937, is amended to read as follows:

7 Sec. 6. (a) The management and control of all the affairs of
8 said District shall be vested in, and the powers, rights,
9 privileges, and functions of the District shall be exercised by a
10 Board of Directors consisting of six (6) members, all of whom shall
11 be freehold property taxpayers and legal voters of the State of
12 Texas and four (4) of whom shall be residents of a county wholly
13 encompassed by the District. Members of such Board of Directors
14 shall be appointed by the Governor for terms of six (6) years.

15 ~~[Provided, the present Board of six (6) directors of said District,~~
16 ~~appointed by the State Board of Water Engineers under authority of~~
17 ~~House Bill No. 1094, Chapter 613, Acts of the Regular Session of the~~
18 ~~Forty-seventh Legislature, amending Section 6 of Chapter 426, Acts~~
19 ~~of the Regular Session of the Forty-fifth Legislature, as amended~~
20 ~~by House Bill No. 828, Chapter 480, Acts of the Regular Session of~~
21 ~~the Forty-seventh Legislature, for terms of two (2), four (4), and~~
22 ~~six (6) years, shall continue to serve as such until the expiration~~
23 ~~of the respective terms for which they were appointed. Upon the~~
24 ~~expiration of the terms for which the present members of the Board~~

1 ~~of Directors were appointed, the successors of each and all of them~~
2 ~~shall be appointed by the Governor for a term of six (6) years.]~~

3 (b) A commissioners court of a county wholly located in the
4 district may make two recommendations to the governor for the
5 appointment of a person to the board of directors of the authority.
6 A commissioners court of a county partially located in the district
7 may make one recommendation to the governor for the appointment of a
8 person to the board of directors of the authority. The
9 commissioners court of the county making a recommendation under
10 this subsection must approve each recommendation by a majority
11 vote. After reviewing the recommendations, the governor may
12 appoint or not appoint the person recommended by the commissioners
13 court.

14 (c) The Directors shall hold office after their appointment
15 and qualification until their successors shall be appointed and
16 qualified. Should any vacancy occur in the Board of Directors, the
17 same shall be filled in like manner by the Governor for the
18 unexpired term. The Directors appointed shall, within thirty (30)
19 days after their appointment, qualify by taking the official oath
20 required of County Commissioners, and shall execute bond in the sum
21 of Five Thousand Dollars (\$5,000) payable to the District, the
22 sufficiency of which bond shall be determined by the Governor,
23 which bonds after being recorded in the official bond records of the
24 county in which the District maintains its office shall be
25 deposited with the depository selected and approved for the deposit
26 of the funds of the District.

27 (d) The Board of Directors shall organize by electing one of

1 its members President, one Vice-President, one Secretary, and one
2 Treasurer. Four (4) members, including the presiding officer,
3 shall constitute a quorum to transact business. The President
4 shall preside at all meetings of the Board and shall be the chief
5 executive officer of the District. The Vice-President shall act as
6 President in case of the absence or disability of the President.
7 The Secretary shall act as Secretary of the Board and shall be
8 charged with the duty of keeping a record of all proceedings and all
9 orders of the Board. The Treasurer shall receive and receipt for
10 all moneys received by the District and shall keep books and records
11 of all moneys received and expended. In case of the absence or
12 inability of the Secretary to act, a Secretary pro tem shall be
13 selected by the Directors.

14 (e) The domicile of the District shall be in the City of
15 Conroe, in the County of Montgomery, Texas, where the District
16 shall maintain its principal office. The Board of Directors shall
17 have authority to fix the time, place and number of meetings of such
18 Board by proper resolutions, regulations and bylaws passed by said
19 Board. Said Board shall cause to be kept complete and accurate
20 accounts conforming to approved methods of bookkeeping. Said
21 accounts and all contracts, documents, and records of the District
22 shall be kept at said principal office, and same shall be open to
23 public inspection at all reasonable times.

24 SECTION 2. This Act takes effect September 1, 2021.