

Brooke T. Paup, *Chairwoman*
Bobby Janecka, *Commissioner*
Catarina R. Gonzales, *Commissioner*
Kelly Keel, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

April 23, 2025

The Honorable Dan Patrick
Lieutenant Governor of Texas
Capitol Station
PO Box 12068
Austin, Texas 78711

Re: Responsibility of the Texas Commission on Environmental Quality (TCEQ) Pursuant to Article XVI, Section 59(d), Texas Constitution

Senate Bill (SB) 2407, as Filed by Senator Kevin Sparks, et al. - Relating to the Lower Neches Valley Authority, following recommendations of the Sunset Advisory Commission; specifying grounds for the removal of a member of the board of directors.

Dear Governor Patrick:

The following comments are provided pursuant to the Constitutional requirements referenced above. Under those requirements, the TCEQ must submit, to the Governor, Lieutenant Governor and Speaker of the House of Representatives, the TCEQ's recommendations on specific legislation affecting water districts. We recommend that these comments be considered in the evaluation of the proposed legislation.

The bill makes amendments to Chapter 8504, Special District Local Laws Code, related to the Lower Neches Valley Authority, including changes to the designation of the board president, a separation of policymaking and management, removal of directors, public testimony, complaints and responses. These changes do not have a direct impact on TCEQ rules or processes.

Sincerely,

A handwritten signature in black ink, appearing to read "Michele Risko".

Michele Risko, Deputy Director
Water Supply Division

cc: Honorable Paul Bettencourt, Chairman, Senate Local Government Committee
Senator Kevin Sparks, et al. Texas Senate

LETTER OF TRANSMITTAL
TEXAS SENATE
STATE OF TEXAS

SB 2407

Bill Number

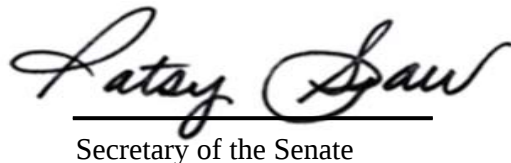
TO: The Honorable Governor of Texas

SUBJECT: A Bill Relating to a Conservation and Reclamation District

This is to transmit to you and the Texas Commission on Environmental Quality copies of a bill relating to a conservation and reclamation district and copies of the notice of intention to introduce the bill. One copy is for your files and one for you to forward to the Texas Commission on Environmental Quality, under Section 59(d), Article XVI, Constitution of the State of Texas.

3/28/2025

Date transmitted to
Governor's Office



Secretary of the Senate

TO: Texas Commission on Environmental Quality

SUBJECT: A Bill Relating to a Conservation and Reclamation District

This is to forward to you a copy of a bill relating to conservation and reclamation district and a copy of the notice of intention to introduce the bill.

March 28, 2025

Date transmitted to
Texas Commission on Environmental Quality



Governor

TO: The Honorable President of the Senate
The Honorable Speaker of the House of Representatives
The Honorable Governor of Texas

SUBJECT: A Bill Relating to a Conservation and Reclamation District

Attached are recommendations of the Texas Commission on Environmental Quality in compliance with Section 59(d), Article XVI, Constitution of the State of Texas.



Texas Commission on Environmental Quality

By: Sparks, et al.

S.B. No. 2407

A BILL TO BE ENTITLED

AN ACT

relating to the Lower Neches Valley Authority, following recommendations of the Sunset Advisory Commission; specifying grounds for the removal of a member of the board of directors.

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

SECTION 1. Section 8504.0021(a), Special District Local Laws Code, is amended to read as follows:

(a) The authority is subject to review under Chapter 325, Government Code (Texas Sunset Act), but may not be abolished under that chapter. The review shall be conducted under Section 325.025, Government Code, as if the authority were a state agency scheduled to be abolished September 1, 2037 [~~2025~~], and every 12th year after that year.

SECTION 2. Subchapter B, Chapter 8504, Special District Local Laws Code, is amended by adding Sections 8504.0555, 8504.058, 8504.059, 8504.060, 8504.061, and 8504.062 to read as follows:

Sec. 8504.0555. BOARD PRESIDENT. The governor shall designate a member of the board as the board president to serve in that capacity at the pleasure of the governor.

Sec. 8504.058. SEPARATION OF POLICYMAKING AND MANAGEMENT FUNCTIONS. The board shall develop and implement policies that clearly separate the policy-making responsibilities of the board and the management responsibilities of the general manager and the staff of the authority.

1 Sec. 8504.059. REMOVAL. (a) It is a ground for removal
2 from the board that a director:

3 (1) does not have at the time of taking office the
4 qualifications required by Sections 8504.051(b) and (c);

5 (2) does not maintain during service on the board
6 qualifications required by Sections 8504.051(b) and (c);

7 (3) violates Chapter 171, Local Government Code;

8 (4) cannot, because of illness or disability,
9 discharge the director's duties for a substantial part of the
10 director's term; or

11 (5) is absent from more than half of the regularly
12 scheduled board meetings that the director is eligible to attend
13 during a calendar year without an excuse approved by a majority vote
14 of the board.

15 (b) The validity of an action of the board is not affected by
16 the fact that it is taken when a ground for removal of a director
17 exists.

18 (c) If the general manager has knowledge that a potential
19 ground for removal exists, the general manager shall notify the
20 board president of the potential ground. The board president shall
21 then notify the governor and the attorney general that a potential
22 ground for removal exists. If the potential ground for removal
23 involves the president, the general manager shall notify the next
24 highest ranking director, who shall then notify the governor and
25 the attorney general that a potential ground for removal exists.

26 Sec. 8504.060. REQUIRED TRAINING. (a) A person who is
27 appointed to and qualifies for office as a director may not vote,

1 deliberate, or be counted as a director in attendance at a meeting
2 of the board until the person completes a training program that
3 complies with this section.

4 (b) The training program must provide the person with
5 information regarding:

6 (1) the law governing authority operations;

7 (2) the programs, functions, rules, and budget of the
8 authority;

9 (3) the scope of and limitations on the rulemaking
10 authority of the board;

11 (4) the results of the most recent formal audit of the
12 authority;

13 (5) the requirements of:

14 (A) laws relating to open meetings, public
15 information, administrative procedure, and disclosing conflicts of
16 interest; and

17 (B) other laws applicable to members of the
18 governing body of a river authority in performing their duties; and

19 (6) any applicable ethics policies adopted by the
20 authority or by the Texas Ethics Commission.

21 (c) A person appointed to the board is entitled to
22 reimbursement for the travel expenses incurred in attending the
23 training program regardless of whether the attendance at the
24 program occurs before or after the person qualifies for office.

25 (d) The general manager of the authority shall create a
26 training manual that includes the information required by
27 Subsection (b). The general manager shall distribute a copy of the

1 training manual annually to each director. Each director shall
2 sign and submit to the general manager a statement acknowledging
3 that the director received and has reviewed the training manual.

4 Sec. 8504.061. PUBLIC TESTIMONY. The board shall develop
5 and implement policies that provide the public with a reasonable
6 opportunity to appear before the board and to speak on any issue
7 under the jurisdiction of the authority.

8 Sec. 8504.062. COMPLAINTS; DUTY TO RESPOND. (a) The
9 authority shall maintain a system to promptly and efficiently act
10 on complaints filed with the authority. The authority shall
11 maintain information about parties to the complaint, the subject
12 matter of the complaint, a summary of the results of the review or
13 investigation of the complaint, and its disposition.

14 (b) The authority shall make information available
15 describing its procedures for complaint investigation and
16 resolution.

17 (c) The authority shall periodically notify the complaint
18 parties of the status of the complaint until final disposition,
19 unless the notice would jeopardize an investigation.

20 SECTION 3. (a) Except as provided by Subsection (b) of this
21 section, Section 8504.060, Special District Local Laws Code, as
22 added by this Act, applies to a member of the board of directors of
23 the Lower Neches Valley Authority appointed before, on, or after
24 the effective date of this Act.

25 (b) Notwithstanding Section 8504.060, Special District
26 Local Laws Code, as added by this Act, a member of the board of
27 directors of the Lower Neches Valley Authority may vote,

1 deliberate, and be counted as a director in attendance at a meeting
2 of the board until December 1, 2025. A member of the board may not
3 vote, deliberate, or be counted as a member in attendance at a
4 meeting of the board held on or after December 1, 2025, until the
5 member completes the training required by that section.

6 SECTION 4. (a) The legal notice of the intention to
7 introduce this Act, setting forth the general substance of this
8 Act, has been published as provided by law, and the notice and a
9 copy of this Act have been furnished to all persons, agencies,
10 officials, or entities to which they are required to be furnished
11 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
12 Government Code.

13 (b) The governor, one of the required recipients, has
14 submitted the notice and Act to the Texas Commission on
15 Environmental Quality.

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

20 (d) All requirements of the constitution and laws of this
21 state and the rules and procedures of the legislature with respect
22 to the notice, introduction, and passage of this Act are fulfilled
23 and accomplished.

24 SECTION 5. This Act takes effect September 1, 2025.

2407
MAR 04 2025



AFFIDAVIT OF PUBLICATION

See Proof on Next Page

Baytown Sun
1301 Memorial Drive
Baytown, Texas 77520
(832) 806-6300
Annie Kuhl
PO Box 13066
Austin, TX, 78711

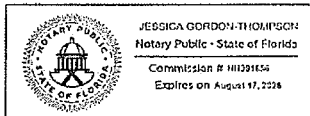
State of Florida, County of Orange, ss:

Megan Villanueva, being first duly sworn, deposes and says: That (s)he is a duly authorized signatory of Column Software, PBC, duly authorized agent of Baytown Sun, that said newspaper is regularly published in Chambers County and generally circulated in Chambers County, Texas: that the attached notice was published on the following date(s).
February. 18 2025

NOTICE ID: zVoDUqt96fGAFFCf4ADW

Publication Fee: \$150.28

(Signed) Megan Villanueva



VERIFICATION

State of Florida
County of Orange

Subscribed in my presence and sworn to before me on this: 02/21/2025

J. R. [Signature]

Notary Public
Notarized remotely online using communication technology via Proof.

MAR 04 2025

LOCAL NOTICE

This is to give notice of intent to introduce in the 89th Legislature, Regular Session, a bill to be entitled an Act relating to the Lower Neches Valley Authority, following recommendations of the Sunset Advisory Commission; specifying grounds for the removal of a member of the board of directors. The costs for the publication of this notice were paid by the Sunset Advisory Commission.



A PUBLISHER'S AFFIDAVIT

STATE OF TEXAS

COUNTY OF Jefferson

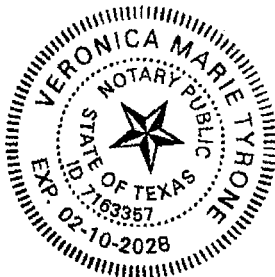
Before me, a Notary Public in and for Jefferson County, this day personally appeared Victoria Bond - A/R Clerk, who, being duly sworn, states that the following advertisement paid for by the Sunset Advisory Commission was published in Beaumont Enterprise on 2/19/25; Campaign# 11030573

(Here affix a copy of the advertisement. If the advertisement is too large to be affixed in the space allowed, substitute "attached" for "following" in the introduction and affix a copy of the advertisement on a page to be attached.)

Victoria Bond

Sworn to and subscribed before me this 20th day of Feb., 2025

Veronica Tyronne



11030573

LOCAL NOTICE

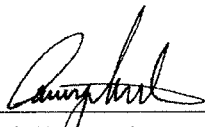
This is to give notice of intent to introduce in the 89th Legislature, Regular Session, a bill to be entitled an Act relating to the Lower Neches Valley Authority, following recommendations of the Sunset Advisory Commission; specifying grounds for the removal of a member of the board of directors. The costs for the publication of this notice were paid by the Sunset Advisory Commission.

PUBLISHER’S AFFIDAVIT

State of Texas
County of LIBERTY

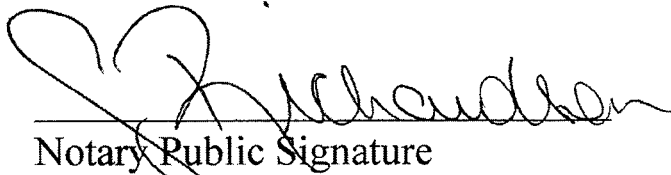
Before me, the undersigned authority, on this day personally appeared Angelica Franco who being duly sworn, deposes and says that he/she is the publisher/agent of the Vindicator, that said newspaper is regularly published in Liberty County, Texas, and generally circulated in Liberty County, Texas; and that the notice, a copy of which is hereto attached, was published in said newspaper on the following:

DAY(S): 2/20/2025



Publisher/Agent Signature

Sworn and subscribed before me on this the 21 day of February, 2025.

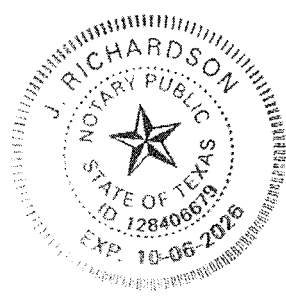


Notary Public Signature

J Richardson

Printed Name of Notary Public

My commission expires 10-06-2026. (Affix Notary Seal Above)



Depository for Liberty County, Texas. The Commissioners Court is hereby accepting applications from banks to serve as the County Depository for Liberty County, Texas for a two year or four year term.

Application forms may be obtained by email request to Liberty County Treasurer Kim Harris at kharris@coliberty.texas or in person at the office of the County Treasurer, 1901 Cos Street, Liberty, Texas. Questions regarding bids may be addressed to Liberty County Treasurer Kim Harris at email: kharris@coliberty.texas. Bids must be received by **10:00 a.m. on Thursday, March 6, 2025** in the office of the Liberty County Purchasing Agent, Harold Seay, 2099 Sam Houston Street, Liberty, Texas. Any bids received after this time will be returned to the bidder unopened. Bid documents should be submitted on forms provided by Liberty County and enclosed in a sealed envelope marked "LIBERTY COUNTY DEPOSITORY BID". The Liberty County Commissioners Court reserves the right to accept or reject in part or in whole any and all bids, waive minor technicalities, and award the proposal that best serves the interests of Liberty County. **GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS 11th DAY OF FEBRUARY, 2025.** Jay Knight, County Judge Liberty County, Texas

Notice of Public Sale of property to satisfy a landlord's lien. Sale

TEXAS. CITATION BY PUBLICATION CAUSE NO. 23CC-PH-00028 INDEPENDENT ADMINISTRATION & DETERMINATION OF HEIRSHIP TO: ALL UNKNOWN HEIRS OF ALLAN DEAN JACKSON, DECEASED

Lane Kristopher Jackson, in the above numbered and entitled estate, filed on February 05, 2025 an APPLICATION TO DETERMINE HEIRSHIP AND FOR LETTERS OF INDEPENDENT ADMINISTRATION in the estate of Allan Dean Jackson, Deceased, requesting that the Court determine who are the heirs and only heirs of Allan Dean Jackson, Deceased, and their respective shares and interests in said estate, and appoint Lane Kristopher Jackson to serve as the Independent Administrator of said estate and grant Letters of Independent Administration to same. The Court may act on said Application and any opposition at any call of the docket on or after 10 o'clock A.M. on the first Monday next after the expiration of ten days from date of publication of this citation, at the **County Court, 1923 Sam Houston Street, Liberty, Texas, as 77575** in Liberty, Texas. You are hereby cited to appear before this Honorable Court **by filing a written contest or answer to said Application** before the above stated time and date **should you desire to do so. To ensure its consideration, you or your attorney must file any contest, objection, intervention, or response in writing with the County Clerk of Liberty County, Texas, on or before the above noted date and time. Given under my hand and the seal of said Court** at office in Liberty, Texas, on February 04, 2025.

Lee H. Chambers, County Clerk Liberty County, Texas 1923 Sam Houston Street Room 208 & 209 Liberty, Texas 77575 By: Jennifer Croft, Deputy Plaintiff(s) Attorney: DON WORLEY 1770 ST JAMES PLACE STE 100 HOUSTON TX 77056 LOCAL NOTICE This is to give notice of intent to introduce in the 89th Legislature, Regular Session, a bill to be entitled an Act relating to the Lower Neches Valley Authority, following recommendations of the Sunset Advisory Commission: **Boudreaux**, in the above numbered and entitled estate, filed on February 3, 2025 an APPLICATION TO DETERMINE HEIRSHIP AND FOR LETTERS OF ADMINISTRATION in the estate of Bettie Joyce Jones, Deceased, requesting that the Court determine who are the heirs and only

Houston Street, Liberty, Texas 77575 in **Liberty County, Texas.** You are hereby cited to appear before said Honorable Court **by filing a written contest or answer to said Application** before the above stated time and date **should you desire to do so. To ensure its consideration, you or your attorney must file any contest, objection, intervention, or response in writing with the County Clerk of Liberty County, Texas, on or before the above noted date and time. Given under my hand and the seal of said Court** at office in Liberty, Texas, on February 04, 2025.

Lee H. Chambers, County Clerk Liberty County, Texas 1923 Sam Houston Street Room 208 & 209 Liberty, Texas 77575 By: Jennifer Croft, Deputy Plaintiff(s) Attorney: DON WORLEY 1770 ST JAMES PLACE STE 100 HOUSTON TX 77056 LOCAL NOTICE This is to give notice of intent to introduce in the 89th Legislature, Regular Session, a bill to be entitled an Act relating to the Lower Neches Valley Authority, following recommendations of the Sunset Advisory Commission: **Boudreaux**, in the above numbered and entitled estate, filed on February 3, 2025 an APPLICATION TO DETERMINE HEIRSHIP AND FOR LETTERS OF ADMINISTRATION in the estate of Bettie Joyce Jones, Deceased, requesting that the Court determine who are the heirs and only

of the parties to the cause are as follows: **BANK NATIONAL TRUST COMPANY, AS TRUSTEE, IN TRUST FOR REGISTERED HOLDERS OF LONG LOAN TRUST 2006-6, ASSET-BACKED CERTIFICATES, SERIES 2006-6 IT'S SUCCESSORS AND ASSIGNS, BY AND THROUGH ITS ATTORNEY OF RECORD, MAYRA HOMAYOUN OF MCCARTHY & HOLTUS, LLP 1255 WEST 15TH STREET, SUITE 1060, PLANO, TEXAS 75075, BROUGHT SUIT IN REM ONLY AGAINST SHAWN EVERETT CHESNEY; EVERMALOY SELF; CHARLES ANDREW MALOY; CHRISTY KAYE HARRELL; CRYSTAL DELIVERANCE FORD; MICHAEL BARRY WEBB, JR.; THE UNKNOWN DESCENDANTS OF TERESA LYNN MALOY, DECEASED; THE CLARENCE E. CHESNEY, DECEASED AND THE UNKNOWN HEIRS-AT-LAW OF VIRDIA FRANCES CHESNEY, DECEASED; Defendant(s). Greetings: You are hereby commanded to appear by filing a written answer to the Plaintiff's ORIGINAL PETITION at or before 10:00 o'clock A.M. on the Monday next after the expiration of 42 days after the date of issuance of this citation the same being Monday, the on this the 12th day of March, 2025, before the Honorable 75TH DISTRICT COURT of Liberty County, at the Courthouse in said County in Liberty, Texas. Said Plaintiff's ORIGINAL Petition was filed in said court on the on this the 1st day of April, 2024 in this case numbered 240C-CV-00434 on the docket of said court, and styled: DEUTSCHE BANK NATIONAL TRUST COMPANY, AS TRUSTEE, IN TRUST FOR REGISTERED HOLDERS OF LONG**

of the parties to the cause are as follows: **BANK NATIONAL TRUST COMPANY, AS TRUSTEE, IN TRUST FOR REGISTERED HOLDERS OF LONG LOAN TRUST 2006-6, ASSET-BACKED CERTIFICATES, SERIES 2006-6 IT'S SUCCESSORS AND ASSIGNS, BY AND THROUGH ITS ATTORNEY OF RECORD, MAYRA HOMAYOUN OF MCCARTHY & HOLTUS, LLP 1255 WEST 15TH STREET, SUITE 1060, PLANO, TEXAS 75075, BROUGHT SUIT IN REM ONLY AGAINST SHAWN EVERETT CHESNEY; EVERMALOY SELF; CHARLES ANDREW MALOY; CHRISTY KAYE HARRELL; CRYSTAL DELIVERANCE FORD; MICHAEL BARRY WEBB, JR.; THE UNKNOWN DESCENDANTS OF TERESA LYNN MALOY, DECEASED; THE CLARENCE E. CHESNEY, DECEASED AND THE UNKNOWN HEIRS-AT-LAW OF VIRDIA FRANCES CHESNEY, DECEASED; Defendant(s). Greetings: You are hereby commanded to appear by filing a written answer to the Plaintiff's ORIGINAL PETITION at or before 10:00 o'clock A.M. on the Monday next after the expiration of 42 days after the date of issuance of this citation the same being Monday, the on this the 12th day of March, 2025, before the Honorable 75TH DISTRICT COURT of Liberty County, at the Courthouse in said County in Liberty, Texas. Said Plaintiff's ORIGINAL Petition was filed in said court on the on this the 1st day of April, 2024 in this case numbered 240C-CV-00434 on the docket of said court, and styled: DEUTSCHE BANK NATIONAL TRUST COMPANY, AS TRUSTEE, IN TRUST FOR REGISTERED HOLDERS OF LONG**

DAISETTA, LIBERTY COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF RECORDED IN VOLUME 3, PAGE 580 OF THE MINUTES OF THE 75TH DISTRICT COURT IN LIBERTY COUNTY OUT OF THE NORTH 1/3RD OF THE WEST 1/2 OF THE JESSE DEVORE LEAGUE, ABS TRACT 23 IN LIBERTY COUNTY, TEXAS, SAID O. 1836 ACRE TRACT BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS TO-WIT: COMMENCING at a point in the Southeast corner of said Lot 9, Block 2 as delineated on map or plat recorded in Volume 3, Page 580 of the Minutes of the 75th District Court of Liberty County; THENCE West with the North right-of-way line of Spruce Street a distance of 125.00 ft. to a 1/2 inch iron rod set at the Southeast corner and PLACE OF BEGINNING of the herein described 0.1836 acre tract and marking the Southwest corner of the Marjorie Campbell 0.2353 acre tract and located Easterly a distance of 22.50 ft. from the Southwest corner of said Lot 9; THENCE West with the South boundary of Lot 8 a distance of 80.00 ft. to a 1/2 inch iron rod set at the Southwest corner of the herein described tract being in the South line of Devore League, A-23, and being a part of

and the Northwest corner of said Gamrady Tract; THENCE South a distance of 100.00 ft to the PLACE OF BEGINNING and containing 0.1836 acre of land and being known as 107 Spruce Street, Daisetta, Texas 77533, as is more fully shown by Plaintiffs ORIGINAL Petition on file in this suit. The officer executing this writ shall promptly serve the same according to requirements of law, and the mandates thereof, and make due returns. Issued and given under my hand and seal of said Court, at office in Liberty Texas this on this the 29th day of January 2025. Attest: Della Sellers, District Court Clerk, District Court DELIA SELLERS, District Clerk Liberty, County, Texas By: Melissa Hughes, Deputy LOCAL NOTICE This is to give notice of intent to introduce in the 89th Legislature, Regular Session, a bill to be entitled an Act relating to the Trinity River Authority of Texas, following recommendations of the Sunset Advisory Commission: specifying grounds for the removal of a member of the board of directors. The costs for the publication of this notice were paid by the Sunset Advisory Commission.

Devers ISD is seeking E-Rate services for Funding Year 2025-2026. All interested vendors please see RFP at: <https://erate.esd12.net/R12/>. To view the Form 470, please visit:

sent give this vehicle storage facility the right to dispose of the vehicle. Additionally, failure to claim the vehicle is a waiver of all right, title, or interest in the vehicle and personal property and a consent to sell the vehicle at a public sale.

Pursuant to Occupations Code 2303 the following has been impounded at Smith Towing, LLC 4067 SH 146 S, Livingston, TX, 77751. TDLR License 0658741VSF PH# 281-592-4000 Normal Camper no win or plate. Total \$357.96. Total charges cannot be assessed until vehicle is claimed. TDLR Website www.tdlr.texas.gov. If the vehicle is not claimed 30 days after the date this notice is sent give this vehicle storage facility the right to dispose of the vehicle.



Jim's Metal Roof Coatings
Licensed and Insured
Statewide Service