

By: Morales of Maverick

H.B. No. 5675

A BILL TO BE ENTITLED

AN ACT

relating to the composition of the board of directors and the powers of the Presidio County Underground Water Conservation District.

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

SECTION 1. Section 5, Chapter 453, Acts of the 73rd Legislature, Regular Session, 1993, is amended to read as follows:

SECTION 5. POWERS. (a) The district has all of the rights, powers, privileges, authority, functions, and duties provided by the general law of this state, including Chapters 50 and 52, Water Code, applicable to groundwater [~~underground water~~] conservation districts created under Article XVI, Section 59, of the Texas Constitution. This Act prevails over any provision of general law that is in conflict or inconsistent with this Act.

(b) The rights, powers, privileges, authority, functions, and duties of the district are subject to the continuing right of supervision of the state to be exercised by and through the Texas [~~Water~~] Commission on Environmental Quality.

(c) Section 36.121, Water Code, does not apply to the district.

SECTION 2. Section 6, Chapter 453, Acts of the 73rd Legislature, Regular Session, 1993, is amended by amending Subsections (a), (g), and (h) and adding Subsections (d-1) and (d-2) to read as follows:

(a) The district is governed by a board of seven [~~five~~]

1 directors.

2 (d-1) One member of the board shall be appointed by the
3 governing body of the City of Marfa.

4 (d-2) One member of the board shall be appointed by the
5 governing body of the City of Presidio.

6 (g) A ~~[If there is a]~~ vacancy on the board shall be filled
7 for the unexpired term in the same manner provided for the
8 appointment of the position ~~[, the commissioners court of Presidio~~
9 ~~County, as appropriate, shall appoint a director to serve the~~
10 ~~remainder of the term]~~.

11 (h) An appointing entity ~~[The commissioners court of~~
12 ~~Presidio County, as appropriate,]~~ shall appoint a director to
13 succeed a director appointed by that entity on or before the date
14 the director's term expires.

15 SECTION 3. Section 6(e), Chapter 453, Acts of the 73rd
16 Legislature, Regular Session, 1993, is repealed.

17 SECTION 4. (a) The legal notice of the intention to
18 introduce this Act, setting forth the general substance of this
19 Act, has been published as provided by law, and the notice and a
20 copy of this Act have been furnished to all persons, agencies,
21 officials, or entities to which they are required to be furnished
22 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
23 Government Code.

24 (b) The governor, one of the required recipients, has
25 submitted the notice and Act to the Texas Commission on
26 Environmental Quality.

27 (c) The Texas Commission on Environmental Quality has filed

1 its recommendations relating to this Act with the governor, the
2 lieutenant governor, and the speaker of the house of
3 representatives within the required time.

4 (d) All requirements of the constitution and laws of this
5 state and the rules and procedures of the legislature with respect
6 to the notice, introduction, and passage of this Act are fulfilled
7 and accomplished.

8 SECTION 5. This Act takes effect immediately if it receives
9 a vote of two-thirds of all the members elected to each house, as
10 provided by Section 39, Article III, Texas Constitution. If this
11 Act does not receive the vote necessary for immediate effect, this
12 Act takes effect September 1, 2025.