

A JOINT RESOLUTION

1 proposing a constitutional amendment authorizing a home-rule  
2 municipality to provide in its charter the procedure to fill a  
3 vacancy on its governing body for which the unexpired term is 12  
4 months or less.

5 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Section 11, Article XI, Texas Constitution, is  
7 amended by amending Subsection (b) and adding Subsection (c) to  
8 read as follows:

9 (b) A municipality so providing a term exceeding two (2)  
10 years but not exceeding four (4) years for any of its non-civil  
11 service officers must elect all of the members of its governing body  
12 by majority vote of the qualified voters in such municipality.

13 (c) Any~~[, and any]~~ vacancy or vacancies occurring on such  
14 governing body shall not be filled by appointment but must be filled  
15 by majority vote of the qualified voters at a special election  
16 called for such purpose within one hundred and twenty (120) days  
17 after such vacancy or vacancies occur except that the municipality  
18 may provide by charter or charter amendment the procedure for  
19 filling a vacancy occurring on its governing body for an unexpired  
20 term of 12 months or less.

21 SECTION 2. This proposed constitutional amendment shall be  
22 submitted to the voters at an election to be held November 5, 2013.  
23 The ballot shall be printed to provide for voting for or against the  
24 proposition: "The constitutional amendment authorizing a

1 home-rule municipality to provide in its charter the procedure to  
2 fill a vacancy on its governing body for which the unexpired term is  
3 12 months or less."

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President of the Senate

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Speaker of the House

I certify that H.J.R. No. 87 was passed by the House on April 26, 2013, by the following vote: Yeas 129, Nays 2, 2 present, not voting.

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Chief Clerk of the House

I certify that H.J.R. No. 87 was passed by the Senate on May 21, 2013, by the following vote: Yeas 31, Nays 0.

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Secretary of the Senate

RECEIVED: \_\_\_\_\_

Date

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Secretary of State