

1-1 By: Phillips (Senate Sponsor - Estes) H.B. No. 2201  
 1-2 (In the Senate - Received from the House April 27, 2015;  
 1-3 May 6, 2015, read first time and referred to Committee on  
 1-4 Intergovernmental Relations; May 25, 2015, reported favorably by  
 1-5 the following vote: Yeas 5, Nays 0; May 25, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Lucio	X			
1-8 Bettencourt			X	
1-9 Campbell	X			
1-10 Garcia	X			
1-11 Menéndez	X			
1-12 Nichols	X			
1-13 Taylor of Galveston			X	
1-14				

1-15 A BILL TO BE ENTITLED  
 1-16 AN ACT

1-17 relating to vacancies on the governing body of a Type A general-law  
 1-18 municipality.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Section 22.008, Local Government Code, is  
 1-21 amended to read as follows:

1-22 Sec. 22.008. DISQUALIFICATION FROM OFFICE [~~IF MUNICIPAL~~  
 1-23 ~~FUNDS OWED~~]. (a) An officer who is entrusted with the collection or  
 1-24 custody of funds belonging to the municipality and who is in default  
 1-25 to the municipality may not hold any municipal office until the  
 1-26 amount of the default, plus 10 percent interest, is paid to the  
 1-27 municipality.

1-28 (b) If a member of the governing body changes the member's  
 1-29 place of residence to a location outside the corporate boundaries  
 1-30 of the municipality, the member is automatically disqualified from  
 1-31 holding the member's office and the office is considered vacant.

1-32 SECTION 2. Section 22.010, Local Government Code, is  
 1-33 amended by amending Subsection (a) and adding Subsection (d-1) to  
 1-34 read as follows:

1-35 (a) If for any reason a single vacancy exists on the  
 1-36 governing body of the municipality, a majority of the remaining  
 1-37 members who are present and voting, excluding the mayor, may fill  
 1-38 the vacancy by appointment unless an election to fill the vacancy is  
 1-39 required by Article XI, Section 11, of the Texas Constitution. The  
 1-40 mayor may vote on the appointment only if there is a tie.

1-41 (d-1) A member of the governing body is ineligible to vote  
 1-42 to fill a vacancy on the governing body by special election after  
 1-43 resigning from the governing body.

1-44 SECTION 3. This Act takes effect September 1, 2015.

1-45 \* \* \* \* \*