

1-1 By: King of Parker, Springer, Lang H.B. No. 2194  
 1-2 (Senate Sponsor - Estes)  
 1-3 (In the Senate - Received from the House April 24, 2017;  
 1-4 May 1, 2017, read first time and referred to Committee on Natural  
 1-5 Resources & Economic Development; May 4, 2017, reported favorably  
 1-6 by the following vote: Yeas 9, Nays 1; May 4, 2017, sent to  
 1-7 printer.)

1-8 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-9				
1-10	X			
1-11			X	
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			
1-19		X		
1-20	X			

1-21 A BILL TO BE ENTITLED  
 1-22 AN ACT

1-23 relating to the board of trustees of the Weatherford Junior College  
 1-24 District.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Subchapter E, Chapter 130, Education Code, is  
 1-27 amended by adding Section 130.0828 to read as follows:

1-28 Sec. 130.0828. ADDITIONAL TRUSTEES FOR WEATHERFORD JUNIOR  
 1-29 COLLEGE DISTRICT. (a) Notwithstanding any other law, in addition  
 1-30 to the members of the board of trustees of the Weatherford Junior  
 1-31 College District elected or appointed under other provisions of  
 1-32 this subchapter, the commissioners court of each county in which a  
 1-33 branch campus of the district is located and that imposed a branch  
 1-34 campus maintenance tax under Section 130.253 on September 1, 2017,  
 1-35 shall appoint one member to serve on the district's board of  
 1-36 trustees.

1-37 (b) Members of the board of trustees appointed under this  
 1-38 section serve two-year terms and may be appointed to serve  
 1-39 successive terms. The commissioners court shall appoint initial  
 1-40 members to serve a term beginning December 1, 2017.

1-41 (c) Except as provided by Subsection (d), a member of the  
 1-42 board of trustees appointed under this section may participate in  
 1-43 the decision-making of the board to the same extent as any other  
 1-44 member of the board, including by voting on any budget that affects  
 1-45 the entire district.

1-46 (d) A member of the board of trustees appointed under this  
 1-47 section:

1-48 (1) may not participate in the decision-making of the  
 1-49 board in matters related to:

1-50 (A) the imposition of a tax; or

1-51 (B) an issue that only affects a campus located  
 1-52 in the junior college district;

1-53 (2) is not counted for purposes of determining whether  
 1-54 a quorum of the board is present for the purpose of Subdivision (1);  
 1-55 and

1-56 (3) may not serve as an officer of the board of  
 1-57 trustees.

1-58 (e) Unless this section is continued in effect by the  
 1-59 legislature, this section expires on December 1, 2027.

1-60 SECTION 2. The commissioners court of each county to which  
 1-61 Section 130.0828, Education Code, as added by this Act, applies

2-1 shall appoint the initial members of the board of trustees of the  
2-2 Weatherford Junior College District under that section not later  
2-3 than November 30, 2017.

2-4 SECTION 3. SEVERABILITY. (a) It is the intent of the  
2-5 legislature that every provision, section, subsection, sentence,  
2-6 clause, phrase, and word in this Act, and every application of the  
2-7 provisions in this Act to each local law, are severable from each  
2-8 other. All constitutionally valid and lawful applications of this  
2-9 Act shall be severed from an application that a court finds to be  
2-10 invalid, leaving the valid applications in force because it is the  
2-11 legislature's intent and priority that the valid applications be  
2-12 allowed to stand alone.

2-13 (b) A court may not decline to enforce the severability  
2-14 requirements in this Act on the ground that the enforcement of the  
2-15 severability requirements would be contrary to legislative intent.  
2-16 The legislature hereby declares that it intends for the  
2-17 severability requirements of this Act to be enforced as written,  
2-18 without any exceptions.

2-19 (c) A court may not decline to enforce the severability  
2-20 requirements of this Act on the ground that the Act's provisions or  
2-21 applications are essentially and inseparably connected. The  
2-22 legislature hereby declares that it intends for the severability  
2-23 requirements of this Act to be enforced without regard to whether  
2-24 this Act's provisions or applications are essentially and  
2-25 inseparably connected.

2-26 (d) If a final court order or judgment finds that the  
2-27 composition of the board of trustees of the Weatherford Junior  
2-28 College District as composed under this Act is invalid, the  
2-29 court-ordered remedy shall require the appointment of members of  
2-30 the board of trustees by the commissioners court of each county in  
2-31 which a branch campus of the district is located in the manner  
2-32 described by Section 130.0828, Education Code, as added by this  
2-33 Act, so that the composition of the board of trustees complies with  
2-34 applicable law.

2-35 (e) Section 311.032(a), Government Code, applies to this  
2-36 Act.

2-37 SECTION 4. This Act takes effect September 1, 2017.

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