

1-1 By: Jetton (Senate Sponsor - Kolckhorst) H.B. No. 2951
 1-2 (In the Senate - Received from the House May 10, 2021;
 1-3 May 13, 2021, read first time and referred to Committee on Water,
 1-4 Agriculture & Rural Affairs; May 19, 2021, reported favorably by
 1-5 the following vote: Yeas 9, Nays 0; May 19, 2021, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the appointment and removal of directors of a levee
 1-20 improvement district; validating certain appointments and actions
 1-21 of certain levee improvement districts.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Section 57.053, Water Code, is amended to read as
 1-24 follows:

1-25 Sec. 57.053. VACANCY AND [TERM OF OFFICE,] REMOVAL[, AND
 1-26 SUCCESSION]. (a) A vacancy on an appointed [the] board is [shall
 1-27 be] filled by the appointment of a director by a majority vote of
 1-28 the commissioners court. A director appointed to fill a vacancy
 1-29 must be a person qualified for election as a director under Section
 1-30 57.059. The commissioners[, and the] court shall appoint directors
 1-31 so that the board will always have full membership.

1-32 (b) The commissioners court, by majority vote, may remove a
 1-33 director who was appointed by the commissioners court [an appointed
 1-34 member of the board].

1-35 (c) A vacancy on an elected board is filled in accordance
 1-36 with Section 49.105.

1-37 SECTION 2. (a) The changes in law made by this Act apply
 1-38 only to the board of directors of a levee improvement district
 1-39 governed by Chapter 57, Water Code, in relation to a vacancy on the
 1-40 board filled, or the removal of a director, that occurs on or after
 1-41 the effective date of this Act. A vacancy filled or removal of a
 1-42 director before the effective date of this Act is governed by the
 1-43 law in effect on the date the vacancy was filled or the director was
 1-44 removed.

1-45 (b) The filling of a vacancy on the board of directors of a
 1-46 levee improvement district governed by Chapter 57, Water Code, that
 1-47 occurred before the effective date of this Act and that was
 1-48 accomplished in accordance with Section 49.105, Water Code, is
 1-49 ratified, confirmed, and validated and all governmental acts and
 1-50 proceedings of a board of directors affected by the validation that
 1-51 occurred before the effective date of this Act are validated for all
 1-52 purposes.

1-53 SECTION 3. This Act takes effect immediately if it receives
 1-54 a vote of two-thirds of all the members elected to each house, as
 1-55 provided by Section 39, Article III, Texas Constitution. If this
 1-56 Act does not receive the vote necessary for immediate effect, this
 1-57 Act takes effect September 1, 2021.

1-58 * * * * *