CHAPTER 567

S.B. No. 2067

AN ACT relating to access to precinct conventions by the elderly and persons with physical disabilities.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Subsection (d), Section 174.022, Election Code, is amended to read as follows:

(d) The place selected for a precinct convention must meet the same requirements for access by the elderly and persons with physical disabilities as a polling place under Section 43.034(a) [unless the state executive committee for a political party issues an order that the places for precinct conventions for that political party are not required to meet the same requirements as a polling place under Section 43.034(a). The order must be entered in the minutes of the state executive committee not later than the 30th day before the date precinct conventions are to be held].

SECTION 2. This Act takes effect September 1, 2009.

Passed the Senate on April 30, 2009: Yeas 31, Nays 0; passed the House on May 26, 2009: Yeas 142, Nays 0, one present not voting.

Approved June 19, 2009.

Effective September 1, 2009.

CHAPTER 568

S.B. No. 2072

AN ACT relating to contracting with the secretary of state for the filing of personal financial statements by officers and employees of certain counties.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Subsection (a), Section 159.034, Local Government Code, is amended to read as follows:

(a) The commissioners court may require the report to be filed with the clerk of the commissioners court, the county auditor, or any other county officer. However, the commissioners court may require the report to be filed with the county clerk or other elected county officer only if the county clerk or elected county officer consents to the imposition of that duty. [The commissioners court may contract with the secretary of state for the filing of reports under this subchapter.]

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2009.

Passed the Senate on April 23, 2009: Yeas 30, Nays 0; passed the House on May 26, 2009: Yeas 142, Nays 0, two present not voting.

Approved June 19, 2009.

CHAPTER 569

S.B. No. 2073

AN ACT

relating to eligibility to hold the office of notary public.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Subsection (e), Section 406.009, Government Code, is amended to read as follows:

(e) The following may [dismissal and discharge of proceedings under either the misdemeanor adult probation and supervision law or the adult probation, parole, and mandatory supervision law shall] not be considered a conviction for the purposes of determining eligibility and good cause:

(1) a dismissal of a proceeding against the defendant and discharge of the defendant before an adjudication of guilt; and
(2) a finding of guilt that has been set aside.

SECTION 2. This Act takes effect September 1, 2009.

Passed the Senate on April 30, 2009: Yeas 31, Nays 0; passed the House on May 26, 2009: Yeas 146, Nays 0, one present not voting.

Approved June 19, 2009.

Effective September 1, 2009.

CHAPTER 570

S.B. No. 2093

AN ACT

relating to the North Wheeler County Hospital District.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 4, Chapter 260, Acts of the 58th Legislature, Regular Session, 1963, is amended to read as follows:

Sec. 4. DISTRICT MANAGEMENT. The District [Within ten (10) days after such election is held the Commissioners Court of said County shall convene and canvass the returns thereof and in the event such election results favorably to the proposition specified in Section 3 hereof, such District] shall be governed by a Board of Directors to consist of five (5) members, who shall serve without pay. Two Directors are elected from each commissioners precinct included in the District, and one Director is elected from the District at large. Unless four-year terms are established under Section 285.081, Health and Safety Code, Directors serve staggered two-year terms. Each such Director must at the time of [his] election or appointment [hereunder] be a resident of the District, be a registered voter, own property subject to taxation therein and be more than eighteen (18) [twenty-one (21)] years of age. A person who is elected from a commissioners precinct or who is appointed to fill a vacancy for a commissioners precinct must be a resident of that precinct. A District employee may not serve as a Director. Not less than fifteen (15) nor more than twenty-five (25) days after the District is declared established and created the Commissioners Court shall call an election for the five (5) Directors who will serve as the District's first Board of Directors, this election to be held on a date not more than thirty (30) days after the day of the passage of the Commissioners Court order calling same but on such date as will permit publication of an election notice in a newspaper of general circulation in Wheeler County one (1) time not less than ten (10) days prior to such election date. Any candidate desiring to be voted upon as a first Director shall, no later that three (3) days prior to the day of passage of the Commissioners Court order calling the election, present a petition to that Court signed by such candidate and not less than five (5) qualified voters residing in the candidate's voting

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