

BILL ANALYSIS

Senate Research Center
78R9617 DLF-F

C.S.S.B. 892
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Intergovernmental Relations
4/9/2003
Committee Report (Substituted)

DIGEST AND PURPOSE

Currently, Texas law requires cities participating in a 911 Emergency Communication District to appoint members to the Communication District Board. Disagreement exists over whether the term “appointed jointly” requires a unanimous decision on the part of the participating cities. However, the 118th District Court ruled that “jointly appoint” means that a majority vote would be needed to approve the member. C.S.S.B. 892 requires an appointment to a board of managers that is made jointly by more than one municipality or other entity to be made by majority vote of the municipalities voting on the appointment.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 772.306(c), Health and Safety Code, to provide that if Subsection (b) does not apply to an emergency services district, the district’s board consists of certain members.

SECTION 2. Makes application of this Act prospective.

SECTION 3. Effective date: upon passage or September 1, 2003.

SUMMARY OF COMMITTEE CHANGES

SECTION 1. Differs from the original proposed SECTION by deleting it entirely and adding an amended Section 772.306(c), Health and Safety Code.

SECTION 2. Differs from the original proposed SECTION by replacing a reference to Chapter 772 with Section 772.306, Health and Safety Code.

SECTION 3. Makes no change.