

BILL ANALYSIS

Senate Research Center

S.B. 2569
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Enrolled

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

The Willacy County Navigation District (district) was created in 1948 to take advantage of the Port of Mansfield's location on the Laguna Madre Bay and the Gulf of Mexico. The district provides or oversees a number of governmental functions such as water distribution, sanitary sewer and solid waste collection, and subdivision development.

The district has grown and now encompasses the communities of Port Mansfield, San Perlita, La Sara, and the city of Raymondville. The district's functions and population has grown considerably, and the Commissioners Court of Willacy County has expressed interest in expanding the number of board members from three to five members to better represent the entirety of the district.

S.B. 2569 increases the number of district board members from three to five members, serving four-year staggered terms. The bill provides that four board members will be elected from single-member districts and the fifth will be elected from the district at-large.

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 Chapter 404, Acts of the 53rd Legislature, Regular Session, 1953, by adding Sections 1A, 1B, and 1C, as follows:

Sec. 1A. Defines "board," "commissioner," and "district."

Sec. 1B. (a) Requires the board of navigation and canal commissioners of the district (board) to divide the territory of the Willacy County Navigation District (district) into four numbered single-member districts for electing commissioners.

(b) Authorizes the board to revise the single-member districts as necessary or appropriate.

(c) Provides that the board consists of five commissioners. Provides that one commissioner is elected from each single-member district, and one commissioner is elected from the district at large.

(d) Provides that commissioners serve staggered four-year terms.

(e) Provides that the commissioner elected from the district at large serves as the presiding officer of the board.

Sec. 1C. Requires the board to hold an election to elect the appropriate number of commissioners on the uniform election date in November of each even-numbered year.

SECTION 2. (a) Defines "board," "commissioner," and "district."

(b) Requires the board, not later than June 1, 2010, to divide the territory of the district into four numbered single-member districts as required by Section 1B, Chapter 404, Acts of the 53rd Legislature, Regular Session, 1953, as added by this Act.

(c) Requires a commissioner of the district who is serving on the day before the effective date of this Act to serve until a successor qualifies following an election under Subsection (d) of this section.

(d) Requires the board, on the uniform election date in November 2010, to hold an election to elect one at-large commissioner and four commissioners from single-member districts.

(e) Requires the five commissioners elected under Subsection (d) of this section to draw lots to determine which two commissioners are required to serve a term expiring December 1, 2012, and which three commissioners are required to serve a term expiring December 1, 2014.

(f) Requires the board, on the uniform election date in November 2012, to hold an election to elect two commissioners to terms of four years.

(g) Requires the board, on the uniform election date in 2014, to hold an election to elect three commissioners to terms of four years.

SECTION 3. (a) Provides that the legal notice of the intention to introduce this Act, setting forth the general substance of this Act, has been published as provided by law, and the notice and a copy of this Act have been furnished to all persons, agencies, officials, or entities to which they are required to be furnished under Section 59 (Conservation and Development of Natural Resources and Parks and Recreational Facilities; Conservation and Reclamation Districts), Article XVI (General Provisions), Texas Constitution, and Chapter 313 (Notice for Local and Special Laws), Government Code.

(b) Provides that the governor, one of the required recipients, has submitted the notice and Act to the Texas Commission on Environmental Quality (TCEQ).

(c) Provides that TCEQ has filed its recommendations relating to this Act with the governor, the lieutenant governor, and the speaker of the house of representatives within the required time.

(d) Provides that all requirements of the constitution and laws of this state and the rules and procedures of the legislature with respect to the notice, introduction, and passage of this Act are fulfilled and accomplished.

SECTION 4. Effective date: upon passage or September 1, 2009.