

CHAPTER 748

H.B. No. 1921

An Act relating to the number and election of board members of a rehabilitation school district.

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

SECTION 1. Section 26.31, Education Code, is amended to read as follows:

Sec. 26.31. **BOARD OF DIRECTORS.** The board of directors of a district shall be composed of one director from each county commissioners precinct located in the district, ~~and one director at large for each county;~~ and in addition, one director at large for each 100,000 ~~50,000~~ inhabitants, or major fraction of such number of inhabitants, in each county in the special district.

SECTION 2. Section 26.34(a), Education Code, is amended to read as follows:

(a) At the expiration of the term of office of each director from a commissioners precinct, his successor must be elected at an election held in that commissioners precinct ~~[at the same time, and by the same election officers as provided for the election of the county school trustees of that county; except that the names of the candidates for the board of directors shall appear on a ballot in every voting precinct in the commissioners precinct in which the candidate is running],~~ provided that all such elections must be called by the board of directors, who must give public notice of elections in advance thereof, in a manner to be determined by the board of directors, to call the attention of the voting public thereto. The forms of ballots to be used conformable to general law, may also be determined by the board of directors ~~;~~ ~~and at the discretion of the board of directors, the same ballot for the election of county trustees may be used for the election of directors].~~ *An election is held [if there is no election for county trustees] on the first Saturday in April of each year in which the term of an elected director expires [when the election of directors of a district is to be held the election shall nevertheless be called and held for district directors from commissioners precincts whose terms expire on said date].* The commissioners court of each county in which any election of directors is held must receive and canvass the returns thereof, and declare the results thereof, ~~[at the same time and in the same manner as provided by law in the case of the election of county school trustees; and must forthwith certify the results thereof, at the same time and in the same manner as provided by law in the case of the election of county school trustees;]~~ and must forthwith certify the results of the election to the

board of directors. *The board of directors shall declare the results and issue certificates of election. The district must pay [its pro rata part of] the expenses of the election of its directors to the commissioners court of the county affected.*

SECTION 3. The amendment to Section 26.31, Education Code, made by this Act does not affect the term of office of at-large directors appointed before the effective date of this Act, and those directors shall serve for the remainder of the terms for which they were appointed.

SECTION 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on May 17, 1985, by the following vote: Yeas 134, Nays 0, 1 present, not voting; passed by the Senate on May 26, 1985, by the following vote: Yeas 31, Nays 0.

Approved: June 14, 1985

Effective: Immediately