

CHAPTER 305

H.B. No. 2176

AN ACT

relating to the Brush Country Underground Water Conservation District.

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

SECTION 1. DEFINITION. In this Act, "district" means the Brush Country Underground Water Conservation District.

SECTION 2. VALIDATION. All resolutions, orders, and other acts or attempted acts of the board of directors of the district, including the calling and holding of the confirmation and directors election and of the directors election held on May 1, 1993, the canvassing of the returns, declaring the results of the elections, and the organization of the board, are validated in all respects. All resolutions, orders, acts or attempted acts of the board of directors of the district, including the calling and holding of the confirmation and directors election and of the directors election held on May 1, 1993, the canvassing of the returns, declaring the results of the elections, and the organization of the board, are valid as though they were originally legally authorized or accomplished.

SECTION 3. AMENDMENT. Sections 1 and 2, Chapter 715, Acts of the 71st Legislature, Regular Session, 1989, are amended to read as follows:

Sec. 1. CREATION OF DISTRICT. Under Article XVI, Section 59, of the Texas Constitution, the *Live Oak* [~~Brush Country~~] Underground Water Conservation District is created as a governmental agency and body politic and corporate, authorized to exercise the powers essential to the accomplishment of the purposes of that constitutional provision and to exercise the rights, powers, duties, privileges, and functions provided by this Act and by Chapters 51 and 52, Water Code, and by other laws of this state relating to underground water conservation districts.

Sec. 2. DEFINITION. In this Act, "district" means the *Live Oak* [~~Brush Country~~] Underground Water Conservation District.

SECTION 4. PENDING LITIGATION. This Act does not apply to or affect litigation now pending in any court of competent jurisdiction in this state to which the district is a party.

SECTION 5. TRANSITION. (a) The change in name of the Brush Country Underground Water Conservation District made by this Act does not affect a power, duty, right, or obligation of the Brush Country Underground Water Conservation District. A power, duty, right, or obligation of the district under that name is a power, duty, right, or obligation of the Live Oak Underground Water Conservation District on the effective date of this Act.

(b) Directors elected from precincts 2 and 4 in the May 1, 1993, election serve until their successors qualify and take office after the regularly scheduled election in 1994, as provided by Section 12(e), Chapter 715, Acts of the 71st Legislature, Regular Session, 1989.

(c) Directors elected from precincts 1 and 3 and the director elected at large in the May 1, 1993, election serve until their successors qualify and take office after the regularly scheduled election in 1996, as provided by Section 12(e), Chapter 715, Acts of the 71st Legislature, Regular Session, 1989.

SECTION 6. EMERGENCY. 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 April 15, 1993, by a non-record vote; passed by the Senate on May 14, 1993: Yeas 29, Nays 0.

Approved May 27, 1993.

Effective Aug. 30, 1993, 90 days after date of adjournment.