

Texas Administrative Code  
TITLE 31 NATURAL RESOURCES AND CONSERVATION  
PART 17 TEXAS STATE SOIL AND WATER CONSERVATION BOARD  
CHAPTER 520 ELECTIONS  
SUBCHAPTER A ELECTION PROCEDURES  
RULE §520.1 Policy Statement

It is the policy of the State Soil and Water Conservation Board to implement the intent of the 77th Legislature, 2001 and H.B. 2310 by developing procedures for soil and water conservation districts to conduct elections that afford an optimum opportunity for eligible voters, as defined in §201.003, Agriculture Code, to participate. In accordance with this purpose, §§520.1 - 520.6 of this title (relating to Election Procedures) are adopted to implement the Agriculture Code of Texas, Subchapter A, §§201.003 - 201.004 and Subchapter D, §§201.073 - 201.076.

The provisions of this §520.1 adopted to be effective April 7, 2002, 27 TexReg 2534.

RULE §520.2 Definitions

The following words and terms, when used in this chapter, shall have the following meanings, unless the context clearly indicates otherwise.

(1) District--A soil and water conservation district created under the Agriculture Code of Texas, Chapter 201.

(2) Executive Director--The Executive Director of the Texas State Soil and Water Conservation Board.

(3) State Board--The Texas State Soil and Water Conservation Board created under the Agriculture Code of Texas, Chapter 201.

(4) Eligible Voter--A person or a family farm corporation designated corporate officer as defined in §201.003 Agriculture Code of Texas is eligible to vote in a district election.

(5) State Office--The State Board headquarters office located at 311 North 5th Street, Temple, Texas.

The provisions of this §520.2 adopted to be effective April 7, 2002, 27 TexReg 2534.

RULE §520.3 District Conducted Elections; Notice

(a) Districts shall:

(1) Adopt rules for conducting elections consistent with §201.073, Agriculture Code of Texas.

(2) Administer elections consistent with their adopted rules.

(3) Prior to adoption or any subsequent amending of election rules, submit a draft copy for approval by the Executive Director or his designee for the purpose of assuring uniformity and consistency with legal requirements as set out in Chapter 201, Agriculture Code of Texas.

(4) Maintain a copy of adopted rules with the State Board and maintain a copy of adopted rules at their office for public review.

(b) Districts are required to use all election forms prescribed by the State Board; file all original completed forms required by the State Board with the State Board and retain copies for their files.

(c) A district election conducted under §201.073, Agriculture Code of Texas shall be preceded by posting of notice(s) consistent with §201.004 and §201.073, Agriculture Code of Texas.

The provisions of this §520.3 adopted to be effective April 7, 2002, 27 TexReg 2534.

#### RULE §520.4 State Board Conducted District Elections; Notice

(a) Should the State Board call for a district election as provided in §201.076, Agriculture Code of Texas, then the State Board may call upon the Executive Director or his designee to:

(1) Conduct the election in the manner provided by §201.073, Agriculture Code of Texas, except that the State Board shall designate the date, time and place of the election and early voting.

(2) Conduct the election consistent with the rules adopted by the individual district, except the Executive Director shall designate all necessary election officials and shall decide all election issues required under the district election rules.

(3) Coordinate with the individual district to the extent possible.

(4) Utilize all election forms prescribed for district use and be responsible for their completion and filing and providing copies to the district.

(b) A district election called for by the State Board under §201.076, Agriculture Code of Texas, shall be preceded by the Executive Director or his designee posting notice(s) consistent with §201.004 and §201.073, Agriculture Code of Texas and district rules. The provisions of this §520.4 adopted to be effective April 7, 2002, 27 TexReg 2534.

#### RULE §520.5 Election Forms; Reporting

(a) The State Board may consider and approve or amend certain election forms and require districts to utilize the forms for the purpose of assuring uniformity and consistency with legal requirements as set out in Chapter 201, Agriculture Code of Texas.

(b) The State Board may require districts to submit original copies of certain completed election forms to the State Board State Office for filing. Districts should retain copies of any originals submitted to the State Office.

(c) Original copies of requested election forms; recorded proceedings of the election and certification of the name and proper address of the person elected shall be sent to the State Board State Office no later than the fifth day after the date of the election, as specified in §201.073, Agriculture Code of Texas.

The provisions of this §520.5 adopted to be effective April 7, 2002, 27 TexReg 2534.

#### RULE §520.6 Adherence to Rules Required

Districts shall adhere to these rules and any subsequent rules adopted by the district relating to elections. The State Board shall have access to all district records for the purpose of verifying compliance with the provisions of this subchapter and other state requirements.

The provisions of this §520.6 adopted to be effective April 7, 2002, 27 TexReg 2534.