



EL PASO COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4

P.O. BOX 3880

117 E. MAIN ST.

FABENS, TX 79838-3880

(915) 764-2212

FAX (915) 764-4840

EL PASO COUNTY WCID #4

117 E. Main St / PO Box 3880. Fabens, TX 79838

915-764-2212 (PHONE) 915-764-4840 (FAX)

pcruz@epcwid4.com

ELECTION 2026

NEXT ELECTION DATE:

Tuesday, November 3, 2026

FECHA DE PROXIMA ELECCION

Martes, 3 de Noviembre 2026

LOCATION OF NEXT ELECTION:

UBICACION DE PROXIMA

ELECCION:

Early Voting – Votacion Adelantada

Rogelio Sanchez County Warehouse

Election Day – Dia de Eleccion

Rio Valle Woman's Club

(Subject to change)

ELECTED OFFICERS OF EL PASO COUNTY WCID #4 & YEAR ELECTED OFFICER'S TERM EXPIRES

OFICIALES ELECTOS Y AÑO EN
QUE EXPIRA EL MANDATO DEL
OFICIAL ELECTO

Ms. Juana Gutierrez

November 2028

Mr. Samuel Madrid

November 2026

Mr. Jorge Carrasco

November 2026

Mr. Martin Madrid

November 2026

Ms. Ana M Sanchez

November 2028

CANDIDATE REQUIREMENTS:

REQUISITOS DE CANDIDATO:

Please refer to attached requirements and
Secretary of State Application for a place
on the Ballot

Favor de revisar información agregada

DEADLINE TO FILE:

FECHA LIMITE PARA

PRESENTAR LA SOLICITUD DE

CANDIDATO:

Monday, August 17, 2026 – 5:00pm

Lunes, 17 Agosto 2026 – 5:00pm

Notice and Record of Meeting of El Paso County WCID #4 Board of Directors

Aviso y registro de reunion de la mesa directiva del distrito de El Paso County WCID #4

Notice Posted: 72 hours prior to meeting- El Paso County WCID #4 Office-
District Website and Post Office .

Meetings: 4th Tuesday of every month

APPLICATION FOR A PLACE ON THE GENERAL PRIMARY BALLOT

ALL INFORMATION IS REQUIRED TO BE PROVIDED UNLESS INDICATED AS OPTIONAL¹ Failure to provide required information may result in rejection of application.

APPLICATION FOR A PLACE ON THE _____ PARTY GENERAL PRIMARY BALLOT					
To: State/County Chair			(Democratic or Republican)		
I request that my name be placed on the above-named official primary ballot as a candidate for nomination to the office indicated below.					
OFFICE SOUGHT (Include any place number or other distinguishing number, if any.)		INDICATE TERM <input type="checkbox"/> FULL <input type="checkbox"/> UNEXPIRED		INCUMBENT DECLARATION: (Check this box if you are the incumbent.) INCUMBENT <input type="checkbox"/>	
FULL NAME (First, Middle, Last)			PRINT NAME AS YOU WANT IT TO APPEAR ON THE BALLOT*		
PERMANENT RESIDENCE ADDRESS (Do not include a P.O. Box or Rural Route. If you do not have a residence address, describe location of residence.)			PUBLIC MAILING ADDRESS (Optional) (Address at which you receive campaign related correspondence, if available.)		
CITY	STATE	ZIP	CITY	STATE	ZIP
PUBLIC EMAIL ADDRESS (Optional) (Address at which you receive campaign related emails, if available.)		OCCUPATION (Do not leave blank)	DATE OF BIRTH ____/____/____	VOTER REGISTRATION VOID NUMBER ² (Optional)	
TELEPHONE CONTACT INFORMATION (Optional)					
Home:		Office:		Cell:	
FELONY CONVICTION STATUS (You MUST check one)		LENGTH OF CONTINUOUS RESIDENCE AS OF DATE THIS APPLICATION WAS SWORN			
<input type="checkbox"/> I have not been finally convicted of a felony. <input type="checkbox"/> I have been finally convicted of a felony, but I have been pardoned or otherwise released from the resulting disabilities of that felony conviction and I have provided proof of this fact with the submission of this application. ³		IN THE STATE OF TEXAS ____ year(s) ____ month(s)		IN TERRITORY/DISTRICT/PRECINCT FROM WHICH THE OFFICE SOUGHT IS ELECTED ____ year(s) ____ month(s)	
*If using a nickname as part of your name to appear on the ballot, you are also signing and swearing to the following statements: I further swear that my nickname does not constitute a slogan or contain a title, nor does it indicate a political, economic, social, or religious view or affiliation. I have been commonly known by this nickname for at least three years prior to this election. Please review Sections 52.031, 52.032 and 52.033 of the Texas Election Code regarding the rules for how names may be listed on the official ballot.					
Before me, the undersigned authority, on this day personally appeared (name of candidate) _____, who being by me here and now duly sworn, upon oath says: "I, (name of candidate) _____, of _____ County, Texas, being a candidate for the office of _____, swear that I will support and defend the Constitution and laws of the United States and of the State of Texas. I am a citizen of the United States eligible to hold such office under the constitution and laws of this state. I have not been determined by a final judgment of a court exercising probate jurisdiction to be totally mentally incapacitated or partially mentally incapacitated without the right to vote. I am aware of the nepotism law, Chapter 573, Government Code. I am aware that I must disclose any prior felony conviction, and if so convicted, must provide proof that I have been pardoned or otherwise released from the resulting disabilities of any such final felony conviction. I am aware that knowingly providing false information on the application regarding my possible felony conviction status constitutes a Class B misdemeanor. I further swear that the foregoing statements included in my application are in all things true and correct."					
X _____ SIGNATURE OF CANDIDATE					
Sworn to and subscribed before me this the ____ day of _____, by _____ (name of candidate)					
Signature of Officer Authorized to Administer Oath ⁴			Printed Name of Officer Authorized to Administer Oath		
Title of Officer Authorized to Administer Oath			Notarial or Official Seal		
TO BE COMPLETED BY CHAIR OR SECRETARY OF THE COUNTY EXECUTIVE COMMITTEE: THIS APPLICATION IS ACCOMPANIED BY THE REQUIRED FILING FEE PAID BY:					
<input type="checkbox"/> CASH <input type="checkbox"/> CHECK <input type="checkbox"/> MONEY ORDER <input type="checkbox"/> CASHIERS CHECK OR <input type="checkbox"/> PETITION IN LIEU OF A FILING FEE <input type="checkbox"/> Voter Registration Status Verified					
This document and \$_____ filing fee or petition of _____ pages received. (See Section 1.007)					
____/____/____ Date Filed			_____ Signature of Chair or Designee Receiving Filed Application		
____/____/____ or ____/____/____ Date Accepted Date Rejected			_____ Signature of Chair or Secretary Upon Determination of Application		

INSTRUCTIONS

An application for a place on the general primary election ballot must be filed with the state party chair, for a statewide or district office filled by voters of more than one county. An application for an office filled by voters of a single county must be filed with the county party chair or the secretary of the county executive committee, if any. (Section 172.022, Texas Election Code)

This candidate application must be accompanied by either a filing fee or a completed Petition in Lieu of a Filing Fee. Please see Sections 172.021, 172.025, Texas Election Code, for the required number of signatures on a submitted Petition in Lieu of a Filing Fee. The filing deadline is 6:00 p.m. on the second Monday in December of the odd-numbered year preceding the General Primary Election and the application may not be filed earlier than 30 days before the filing deadline. For additional information, please see the Candidate's Guide on the Secretary of State's website, including the page on Frequently Asked Questions on Party Affiliation and Candidacy.

NEPOTISM LAW

The candidate must sign this statement indicating his awareness of the nepotism law. When a candidate signs the application, it is an acknowledgment that the candidate is aware of the nepotism law. The nepotism prohibitions of Chapter 573, Government Code, are summarized below:

No officer may appoint, or vote for or confirm the appointment or employment of any person related within the second degree by affinity (marriage) or the third degree by consanguinity (blood) to the officer, or to any other member of the governing body or court on which the officer serves when the compensation of that person is to be paid out of public funds or fees of office. However, nothing in the law prevents the appointment, voting for, or confirmation of anyone who has been continuously employed in the office or employment for the following period prior to the election or appointment of the officer or member related to the employee in the prohibited degree: one year, if the officer or member is elected at the General Election for State and County Officers.

No candidate may take action to influence an employee of the office to which the candidate is seeking election or an employee or officer of the governmental body to which the candidate is seeking election regarding the appointment or employment of a person related to the candidate in a prohibited degree as noted above. This prohibition does not apply to a candidate's actions with respect to a bona fide class or category of employees or prospective employees.

FOOTNOTES

¹An application for a place on the ballot, including any accompanying petition, is public information immediately on its filing. (Section 141.035, Texas Election Code)

²Inclusion of a candidate's VUID is optional. However, many candidates are required to be registered voters in the territory from which the office is elected at the time of the filing deadline.

³Proof of release from the resulting disabilities of a felony conviction would include proof of judicial clemency under Texas Code of Criminal Procedure 42A.701, proof of executive pardon under Texas Code of Criminal Procedure 48.01, or proof of a restoration of rights under Texas Code of Criminal Procedure 48.05. (Texas Attorney General Opinion KP-0251)

One of the following documents must be submitted with this application.

Judicial Clemency under Texas Code of Criminal Procedure 42A.701

Executive Pardon under Texas Code of Criminal Procedure 48.01

Restoration of Rights under Texas Code of Criminal Procedure 48.05

⁴All oaths, affidavits, or affirmations made within this State may be administered and a certificate of the fact given by a judge, clerk, or commissioner of any court of record, a notary public, a justice of the peace, and the Secretary of State of Texas. See Chapter 602 of the Texas Government Code for the complete list of persons authorized to administer oaths.

FILING FEE SCHEDULE (172.024 Texas Election Code)

United States Senator	\$5,000
All Other Statewide Offices	\$3,750
United States Representative	\$3,125
State Senator	\$1,250
State Representative	\$750
Member, State Board of Education	\$300
Chief Justice or Justice, Court of Appeals, other than a justice specified by Subdivision (8)	\$1,875
Chief Justice or Justice of a Court of Appeals that serves a Court of Appeals District in which a county with a population of more than 1.2 million is wholly or partly situated, including the 15th Court of Appeals.	\$2,500
District Judge or Judge specified by Sec. 52.092(d) for which this schedule does not otherwise prescribe a fee	\$1,500
District or Criminal District Judge of a court in a judicial district wholly contained in a county with a population of more than 1.5 million	\$2,500
Judge of a Statutory County Court, other than a judge specified by subdivision (12)	\$1,500
Judge of a Statutory County Court in a county with a population of more than 1.5 million	\$2,500
District Attorney or Criminal District Attorney or County Attorney performing the duties of a District Attorney	\$1,250
County Judge, County Commissioner, District Clerk, County Clerk, Sheriff, County Tax-Assessor-Collector and County Treasurer	
County of 200,000 or more population	\$1,250
County of under 200,000 population	\$750
Justice of the Peace or Constable	
County of 200,000 or more population	\$1,000
County of under 200,000 population	\$375
County Surveyor	\$75
All County Offices not otherwise listed	\$750

SOLICITUD DE INSCRIPCIÓN PARA UN LUGAR EN LA BOLETA DE LA ELECCIÓN PRIMARIA GENERAL

TODA LA INFORMACIÓN ES REQUERIDA A MENOS QUE SE INDIQUE COMO OPCIONAL¹
 El hecho de no proporcionar la información requerida puede resultar en el rechazo de la solicitud.

SOLICITUD DE INSCRIPCIÓN PARA UN LUGAR EN LA BOLETA DE LA ELECCIÓN PRIMARIA GENERAL DEL PARTIDO					
Para: Presidente Estatal/Presidente del Condado			(Demócrata o Republicano)		
Solicito que mi nombre se incluya en la boleta oficial de la primaria mencionada anteriormente como candidato(a) para la nominación al cargo que se indica a continuación.					
CARGO SOLICITADO (Incluya cualquier número de cargo u otro número distintivo, si lo hay.)		INDIQUE TÉRMINO <input type="checkbox"/> TÉRMINO COMPLETO <input type="checkbox"/> TÉRMINO INCOMPLETO		DECLARACIÓN DE TITULAR ACTUAL: (Indique si usted es el titular actual.) TITULAR ACTUAL <input type="checkbox"/>	
NOMBRE COMPLETO (Primer Nombre, Segundo Nombre, Apellido)			ESCRIBA SU NOMBRE COMO DESEA QUE APAREZCA EN LA BOLETA*		
DIRECCIÓN DE RESIDENCIA PERMANENTE (No incluya un apartado postal o una ruta rural. Si usted no tiene una dirección de residencia, describa la ubicación de la residencia.)			DIRECCIÓN DE CORREO PÚBLICO (Opcional) (Dirección donde recibe la correspondencia relacionada con la campaña, si está disponible.)		
CIUDAD	ESTADO	CÓDIGO POSTAL	CIUDAD	ESTADO	CÓDIGO POSTAL
DIRECCIÓN DE CORREO ELECTRÓNICO PÚBLICO (Opcional) (Dirección donde recibe correo electrónico relacionado con la campaña, si está disponible.)		OCUPACIÓN (No deje este espacio en blanco)	FECHA DE NACIMIENTO / /	VUID – NÚMERO ÚNICO DE IDENTIFICACIÓN DE VOTANTE² (Opcional)	
INFORMACIÓN DE CONTACTO TELEFÓNICO (Opcional) Hogar: _____ Trabajo: _____ Celular: _____					
ESTADO DE CONDENA POR DELITO GRAVE (DEBE marcar uno)			DURACIÓN DE RESIDENCIA CONTINUA A PARTIR DE LA FECHA EN QUE ESTA SOLICITUD FUE JURADA		
<input type="checkbox"/> No he sido finalmente condenado por un delito grave. <input type="checkbox"/> He sido finalmente condenado por un delito grave, pero he sido indultado o liberado de otro modo de las discapacidades resultantes de esa condena por delito grave y he proporcionado prueba de este hecho con la presentación de esta solicitud. ³			EN EL ESTADO DE TEXAS ____ año(s) ____ mes(es)		EN EL TERRITORIO/DISTRITO/PRECINTO DEL CUAL SE ELIGE EL CARGO BUSCADO ____ año(s) ____ mes(es)
*Si usa un apodo como parte de su nombre para aparecer en la boleta, también está firmando y jurando las siguientes declaraciones: Juro además que mi apodo no constituye un lema ni contiene un título, ni indica un punto de vista o afiliación política, económica, social o religiosa. He sido comúnmente conocido por este apodo durante al menos tres años antes de esta elección. Por favor, revise las secciones 52.031, 52.032 y 52.033 del Código Electoral de Texas con respecto a las reglas sobre cómo se pueden incluir los nombres en la boleta oficial.					
Ante mí, la autoridad abajo firmante, en este día apareció personalmente (nombre del candidato) _____, quien estando a mi lado aquí y ahora debidamente juramentado, bajo juramento dice: "Yo, (nombre del candidato) _____, del condado de _____, Texas, siendo candidato para el cargo de _____, juro que apoyaré y defenderé la Constitución y las leyes de los Estados Unidos y del Estado de Texas. Soy un ciudadano de los Estados Unidos elegible para ocupar dicho cargo según la Constitución y las leyes de este estado. No se me ha determinado por un fallo final de una corte que ejerce la jurisdicción testamentaria que esté totalmente incapacitado mentalmente o parcialmente incapacitado sin derecho a voto. Soy consciente de la ley de nepotismo según el Capítulo 573 del Código de Gobierno. Soy consciente de que debo divulgar cualquier condena previa de un delito grave y, si he sido condenado, debo proporcionar prueba de que he sido indultado o liberado de otro modo de las discapacidades resultantes de dicha condena final por delito grave. Soy consciente de que proporcionar a sabiendas información falsa en la solicitud con respecto a mi posible estado de condena por delito grave constituye un delito menor de Clase B. Juro además que las declaraciones anteriores incluidas en mi solicitud son, en todos los aspectos, verdaderas y correctas".					
X _____					
FIRMA DEL CANDIDATO					
Jurado y suscrito ante mí este día ____ de ____ del ____ por ____. (día) (mes) (año) (nombre de candidato)					
Firma del oficial autorizado para administrar el juramento ⁴			Nombre del oficial autorizado para administrar juramentos en letra de molde		
Título del oficial autorizado para administrar el juramento			Notarial o sello oficial		

TO BE COMPLETED BY CHAIR OR SECRETARY OF THE COUNTY EXECUTIVE COMMITTEE: THIS APPLICATION IS ACCOMPANIED BY THE REQUIRED FILING FEE PAID BY:
 CASH CHECK MONEY ORDER CASHIERS CHECK OR PETITION IN LIEU OF A FILING FEE Voter Registration Status Verified

This document and \$_____ filing fee or petition of _____ pages received. (See Section 1.007)

_____/_____/_____
 Date Filed

_____/_____/_____
 Signature of Chair or Designee Receiving Filed Application

LISTA DE PAGOS DE INSCRIPCIÓN (172.024 Código Electoral de Texas)

Senador de los Estados Unidos	\$5,000
Todas las Demás Oficinas Estatales	\$3,750
Representante de los Estados Unidos	\$3,125
Senador Estatal	\$1,250
Representante Estatal	\$750
Miembro, Junta de Educación Estatal	\$300
Juez Presidente o Juez, Corte de Apelaciones, que no sea un juez especificado por la subdivisión (8)	\$1,875
Juez Presidente o Juez de Corte de Apelaciones que sirve una corte de apelación del distrito en el cual un condado con una población de más de 1.2 millones está situado total o parcialmente, incluyendo la Decimoquinta Corte de Apelaciones.	\$2,500
Juez de Distrito o Juez especificado por la Sec. 52.092(d) para el cual esta lista no prescribe de otro modo un honorario	\$1,500
Juez de Distrito o Juez de Distrito Criminal de una corte en un distrito judicial situado completamente en un condado con una población de más de 1.5 millones	\$2,500
Juez de una Corte Estatutaria del Condado, que no sea un juez especificado por la subdivisión 12	\$1,500
Juez de una Corte Estatutaria del Condado en un condado con una población de más de 1.5 millones	\$2,500
Procurador del Distrito o Procurador del Distrito Criminal o Procurador del Condado que ejerce las funciones del Procurador del Distrito	\$1,250
Juez de Condado, Comisionado del Condado, Secretario del Distrito, Secretario del Condado, Alguacil, Asesor-Colector de Impuestos del Condado o Tesorero del Condado	
Un condado con una población de 200,000 o más	\$1,250
Un condado con una población de menos de 200,000	\$750
Juez de Paz o Condestable	
Un condado con una población de 200,000 o más	\$1,000
Un condado con una población de menos de 200,000	\$375
Agrimensor del Condado	\$75
Todos los puestos oficiales del condado que no se han mencionado	\$750

INSTRUCCIONES

Una solicitud para un lugar en la boleta de la elección primaria general debe ser presentada al presidente estatal del partido, para un cargo estatal o un cargo de distrito elegido por votantes de más de un condado. Una solicitud para un cargo elegido por votantes de un solo condado debe ser presentada al presidente del condado del partido o al secretario(a) del comité ejecutivo del condado, si lo hay. (Sección 172.022, Código Electoral de Texas)

Esta solicitud de candidatura debe ir acompañada de un pago de inscripción o una Petición Presentada en Sustitución del Pago de Inscripción. Consulte las Secciones 172.021, 172.025, del Código Electoral de Texas para conocer el número de firmas requerido en una Petición Presentada en Sustitución del Pago de Inscripción. La fecha límite de presentación es a las 6:00 p.m. del segundo lunes de diciembre del año impar anterior a la elección primaria general y la solicitud no podrá presentarse antes de los 30 días anteriores de la fecha límite de presentación. Para obtener información adicional, consulte la Guía del Candidato en el sitio web de la Secretaría de Estado, incluida la página de Preguntas Frecuentes sobre afiliación del partido y candidatura.

LEY DE NEPOTISMO

El candidato debe firmar esta declaración indicando su conocimiento de la ley del nepotismo. Cuando un candidato firma la solicitud, es un reconocimiento de que el candidato conoce la ley del nepotismo. Las prohibiciones de nepotismo del capítulo 573, Código de Gobierno, se resumen a continuación:

Ningún funcionario puede nombrar, votar o confirmar el nombramiento o empleo de cualquier persona emparentada dentro del segundo grado por afinidad (matrimonio) o del tercer grado por consanguinidad (sangre) con el funcionario, o con cualquier otro miembro del órgano de gobierno o corte en la que sirve el funcionario cuando la compensación de esa persona debe pagarse con fondos públicos o honorarios del cargo. Sin embargo, nada en la ley impide el nombramiento, la votación o la confirmación de cualquier persona que haya estado empleada continuamente en la oficina o el empleo durante el período siguiente antes de la elección o el nombramiento del funcionario o miembro emparentado con el empleado en el grado prohibido: un año, si el funcionario o miembro es elegido en las elecciones generales para funcionarios estatales y del condado.

Ningún candidato puede tomar medidas para influir en un empleado del cargo al que aspira a ser elegido o en un empleado o funcionario del organismo gubernamental al que aspira a ser elegido en relación con el nombramiento o el empleo de una persona emparentada con el candidato en un grado prohibido, tal como se ha indicado anteriormente. Esta prohibición no se aplica a las acciones de un candidato con respecto a una clase o categoría de buena fe de empleados o empleados prospectos.

NOTAS

¹Una solicitud para un lugar en la boleta electoral, incluida cualquier petición que la acompañe, es información pública inmediatamente después de su presentación. (Sección 141.035, Código Electoral de Texas)

²La inclusión del número único de identificación de votante (VUID, por sus siglas en Inglés) es opcional. Sin embargo, a muchos candidatos se les exige que estén registrados como votantes en el territorio desde el cual se elige el cargo en el momento de la fecha límite de presentación.

³La prueba de liberación de las discapacidades resultantes de una condena por un delito grave incluiría prueba de clemencia judicial según el Código de Procedimiento Penal de Texas 42A.701, prueba de indulto ejecutivo según el Código de Procedimiento Penal de Texas 48.01, o prueba de una restauración de derechos según el Código de Procedimiento Penal de Texas 48.05. (Opinión de Fiscal General de Texas KP-0251)

Se debe enviar uno de los siguientes documentos con esta solicitud:

Clemencia judicial según el Código de Procedimiento Penal de Texas 42A.701

Prueba de indulto ejecutivo según el Código de Procedimiento Penal de Texas 48.01

Prueba de una restauración de derechos según el Código de Procedimiento Penal de Texas 48.05

⁴Todos los juramentos, declaraciones juradas o afirmaciones hechas dentro de este estado pueden ser administrados y un certificado del hecho dado por un juez, secretario(a) o comisionado de cualquier corte de registro, un notario público, un juez de paz, y el Secretario de Estado de Texas. Consulte el Capítulo 602 del Código del Gobierno de Texas para obtener la lista completa de personas autorizadas a administrar juramentos.



EL PASO COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4

P.O. BOX 3880
(915) 764-2212

117 E. MAIN ST.
FAX (915) 764-4840

FABENS, TX 79838-3880
h200@gte.net

DIRECTOR INFORMATION AND QUALIFICATIONS

Date _____

NAME _____

RESIDENTIAL ADDRESS _____

MAILING ADDRESS _____ CITY _____ STATE _____ ZIP _____

TELEPHONE @ RESIDENCE _____ @ WORK _____ CELL # _____

DATE OF BIRTH _____ SS# / TX DRIVER LICENSE # (need copies) _____

Please answer yes or no:

1. OWNER OF TAXABLE LAND IN DISTRICT? YES _____ NO _____
2. RESIDENT OF TEXAS? YES _____ NO _____
3. AT LEAST 18 YEARS OLD? YES _____ NO _____
4. COMPLIANCE WITH SEC. 49.052?
(SEE ATTACHMENT 1) YES _____ NO _____

* Resume recommended.



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FABENS, TX 79838-3880

Attachment 1

Sec. 49.052. DISQUALIFICATION OF DIRECTORS.

(a) A person is disqualified from serving as a member of a board of a district that includes less than all the territory in at least one county and which, if located within the corporate area of a city or cities, includes within its boundaries less than 75 percent of the incorporated area of the city or cities, if that person:

(1) is related within the third degree of affinity or consanguinity to a developer of property in the district, any other member of the board, or the manager, engineer, attorney, or other person providing professional services to the district;

(2) is an employee of any developer of property in the district or any director, manager, engineer, attorney, or other person providing professional services to the district or a developer of property in the district in connection with the district or property located in the district;

(3) is a developer of property in the district;

(4) is serving as an attorney, consultant, engineer, manager, architect, or in some other professional capacity for the district or a developer of property in the district in connection with the district or property located in the district;

(5)(A) is a party to a contract with or along with the district except for the purchase of public services furnished by the district to the public generally; or

(B) is a party to a contract with or along with a developer of property in the district relating to the district or to property within the district, other than a contract limited solely to the purpose of purchasing or conveying real property in the district for the purpose of either establishing a permanent residence, establishing a commercial business within the district, or qualifying as a director; or

(6) during the term of office, fails to maintain the qualifications required by law to serve as a director.

(b) Within 60 days after the board determines a relationship or employment exists which constitutes a disqualification under Subsection (a), it shall replace the person serving as a member of the board with a person who would not be disqualified.

(c) Any person who wilfully occupies an office as a member of a board and exercises the powers and duties of that office when disqualified under the provisions of Subsection (a) is guilty of a misdemeanor and, on conviction, shall be fined not less than \$100 nor more than \$1,000.

(d) As used in this section, "developer of property in the district" means any person who owns land located within a district covered under this section and who has divided or proposes to divide the land into two or more parts for the purpose of laying out any subdivision or any tract of land or any addition to any town or city, or for laying out suburban lots or building lots, or any lots, streets, alleys, or parks or other portions intended for public use, or the use of purchasers or owners of lots fronting thereon or adjacent thereto.

(e) Any rights obtained by any third party through official action of a board covered by this section are not impaired or affected by the disqualification under this section of any member of the board to serve, provided that the third party had no knowledge at the time the rights were obtained of the fact that the member of the board was disqualified to serve.

(f) This section shall not apply to special water authorities, districts described in Section 49.181(h)(1)(D), or a district where the principal function of the district is to provide irrigation water to agricultural lands or to provide nonpotable water for any purpose.

(g) A board by unanimous vote of its remaining members may remove a board member only if that board member has missed one-half or more of the regular meetings scheduled during the prior 12 months. Any board member so removed may file a written appeal with the commission within 30 days after receiving written notice of the board action. The commission may reinstate a removed director if the commission finds that the removal was unwarranted under the circumstances, including the reasons for absences, the time and place of the meetings missed, the business conducted at the meetings missed, and any other facts or circumstances the commission may deem relevant.

Director Qualifications

(for General Law Districts Only)
If the qualification provision applies, the column is marked √. If it does not apply, the column is blank, except for relevant notes.

Type of District	General Law Statute	Director Disqualification (A)	Minimum Age	District Residency Requirement	Land-Owner Requirement	Elected Directors (K)	Appointed Directors
Municipal Management District	Local Government Code, Ch. 375		18	√/D	√/D		√
Water Control & Improvement District	Water Code, Ch. 51	√B	18	E	√	√	√
Underground Water Conservation District	Water Code, Ch. 52		18	√		√	L
Fresh Water Supply District	Water Code, Ch. 53	√	18	√/F		√	L
Municipal Utility District	Water Code, Ch. 54	√	18	G	G	√	L
Water Improvement District	Water Code, Ch. 55	√B	18	E	√	√	√
Drainage District	Water Code, Ch. 56	√C	18	√		√	√
Levee Improvement District	Water Code, Ch. 57	√C	18	H	√	√	M
Irrigation District	Water Code, Ch. 58		18	I	√	√	L
Regional District	Water Code, Ch. 59		18	√		√	L
Navigation District, Article 3, Sec. 52	Water Code, Ch. 61		18	√	√		√
Navigation District, Article 16, Sec. 59	Water Code, Ch. 62		18	√		√	N
Self-Liquidating Navigation District	Water Code, Ch. 63		18	√	√	√	L
Special Utility District	Water Code, Ch. 65	√	18	J	√	√	L

NOTES: Election Code Section 141.001 (Public Office Qualification) applies to all general law districts except municipal management districts. If a minimum age or requirement to reside in the district's boundaries was not specifically mentioned in the governing Water Code chapter for the district's type, then, according to Election Code Section 141.001, the minimum age to qualify for public office is 18, and the candidate must have resided in the state for at least 12 months and in the district for at least 6 months.

- A - Does not apply to districts whose boundaries include one entire county [Water Code Section 49.052]
- B - Does not apply to districts whose principal function is to provide irrigation water to agricultural lands or to provide nonpotable water for any purpose [Water Code Sections 49.052, 51.072, and 55.102]
- C - Does not apply to districts governed by a board of directors appointed in whole or in part by the governor, a state agency, or the governing body or chief elected official of a municipality or county and does not provide water, sewer, drainage, reclamation, or flood control services to residential retail or commercial customers as its principal function, or districts whose principal functions are to provide irrigation water to agricultural lands or nonpotable water for any purpose [Water Code Sections 49.052(f) and 49.181(h)(4)].
- D - Potential directors must either reside in the district; own land inside the district's boundaries; have a beneficial interest in a trust that owns property inside the district; own stock in a corporate owner of property inside the district; OR be an agent, employee, or tenant of a person, trust, or corporation that owns land inside the district's boundaries [Local Government Code Section 375.063]
- E - Potential directors must own land subject to taxation inside the district's boundaries AND reside in the state [Water Code Sections 51.072 and 55.102].

- F - Potential directors must be a registered voter of the district [Water Code Section 53.063 and Election Code Section 1.005].
- G - Potential directors must reside in the state AND either own land subject to taxation inside the district's boundaries OR be a qualified voter in the district [Water Code Section 54.102 and Election Code Sections 11.001-11.002].
- H - Potential directors must be a qualified property taxpaying elector of the precinct and the county from which he is elected [Water Code Section 57.059].
- I - Potential directors must own land inside the district's boundaries AND reside in the state AND owe no delinquent taxes or assessments to the district [Water Code Section 58.072].
- J - Potential directors must reside in the state AND either own land subject to taxation in the district, be a user of the district's facilities, or be a qualified voter in the district [Water Code Section 65.102 and Election Code Sections 11.001-11.002].
- K - For those districts subject to Water Code Chapter 49, elected directors can fill vacancies on the board by appointing a director to fulfill the unexpired term [Water Code Section 49.105].
- L - The district has a provision that allows for the temporary appointment of directors and the directors are thereafter elected [Water Code Sections 36.016, 53.020, 54.022, 58.026 and 58.032, 59.021, 63.081 and 63.089, and 65.022].
- M - Initial directors are appointed. The board may call an election to decide whether the district should have an appointed or elected board. The County Commissioners Court can remove an appointed member by majority vote [Water Code Sections 57.051, 57.053, and 57.057].
- N - Initial board members are appointed by the County Commissioners Court. Thereafter, the County Commissioners Court or the Navigation Board may decide whether the district should have an appointed or elected board [Water Code Section 62.062 and 62.063].

Water Control and Improvement Districts

Tex. Water Code Section 51.072

Qualifications for Director

- (a) To be qualified for election as a director, a person must:
- (1) be a resident of the state;
 - (2) own land subject to taxation in the district or be a qualified voter in the district; **and**
 - (3) be at least 18 years of age.
- (b) Section 49.052 (Disqualification of Directors) does not apply to a district governed by this chapter whose principal purpose is providing water for irrigation.

Acts 1971, 62nd Leg., p. 110, ch. 58, Sec. 1, eff. Aug. 30, 1971. Amended by Acts 1995, 74th Leg., ch. 715, Sec. 5, eff. Sept. 1, 1995.

Amended by:

Acts 2013, 83rd Leg., R.S., Ch. 105 (S.B. 902), Sec. 24, eff. September 1, 2013.

Location: https://texas.public.law/statutes/tex._water_code_section_51.072

Original Source: Section 51.072 — *Qualifications for Director*, <https://statutes.capitol.texas.gov/Docs/WA/htm/WA.51.-htm#51.072> (last accessed Jul. 23, 2023).

Water Improvement Districts

Tex. Water Code Section 55.102

Qualifications of Directors

To be qualified for election as a director, a person must be a resident of the state, own land subject to taxation in the district, and be at least 18 years of age at the time of the election. Section 49.052 (Disqualification of Directors) does not apply to a district governed by this chapter whose principal purpose is providing water for irrigation.

Acts 1971, 62nd Leg., p. 435, ch. 58, Sec. 1, eff. Aug. 30, 1971. Amended by Acts 1995, 74th Leg., ch. 715, Sec. 25, eff. Sept. 1, 1995.

Location: https://texas.public.law/statutes/tex._water_code_section_55.102

Original Source: Section 55.102 — *Qualifications of Directors*, <https://statutes.capitol.texas.gov/Docs/WA/htm/WA.55.-htm#55.102> (last accessed Jul. 23, 2023).