

ELIGIBILITY REQUIREMENTS FOR DIRECTOR: To be eligible to be a candidate for, or elected or appointed as, a Director, a person must:

- (1) be a United States citizen;
- (2) be 18 years of age or older on the first day of the term to be filled at the election or on the date of appointment, as applicable;
- (3) have not been determined by a final judgment of a court exercising probate jurisdiction to be:
  - (A) totally mentally incapacitated; or
  - (B) partially mentally incapacitated without the right to vote;
- (4) have not been finally convicted of a felony from which the person has not been pardoned or otherwise released from the resulting disabilities;
- (5) be a resident citizen of the State of Texas, and either own land subject to taxation in the District or be a qualified voter within the District.

“Sec. 54.103. LIMITATION ON FILLING VACANCIES. A board may not appoint a person to fill a vacancy on the board if the person:

- (1) resigned from the board:
  - (A) in the two years preceding the vacancy date; or
  - (B) on or after the vacancy date but before the vacancy is filled; or
- (2) was defeated in a directors’ election held by the district in the two years preceding the vacancy date.”

In addition, Section 49.052 of the Texas Water Code provides for certain disqualifications for directors. Those include persons related 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. Also, a director cannot be 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. A director also cannot be a developer of property in the district or serve as 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. A director is also disqualified if he or she 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. Finally, a director is disqualified if he or she 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.