

1-1 By: Harris of Anderson, Troxclair H.B. No. 2443  
 1-2 (Senate Sponsor - Perry)  
 1-3 (In the Senate - Received from the House May 8, 2023;  
 1-4 May 9, 2023, read first time and referred to Committee on Water,  
 1-5 Agriculture & Rural Affairs; May 12, 2023, reported favorably by  
 1-6 the following vote: Yeas 8, Nays 0; May 12, 2023, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13			X	
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 A BILL TO BE ENTITLED  
 1-19 AN ACT

1-20 relating to the authority of certain persons to petition a  
 1-21 groundwater conservation district to change certain rules.

1-22 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-23 SECTION 1. Subchapter D, Chapter 36, Water Code, is amended  
 1-24 by adding Section 36.1025 to read as follows:

1-25 Sec. 36.1025. PETITION TO CHANGE RULES. (a) A person with  
 1-26 a real property interest in groundwater may petition the district  
 1-27 where the property that gives rise to the real property interest is  
 1-28 located to adopt a rule or modify a rule adopted under this chapter.

1-29 (b) The district by rule shall prescribe the form for a  
 1-30 petition submitted under this section and the procedure for the  
 1-31 submission, consideration, and disposition of the petition.

1-32 (c) Not later than the 90th day after the date the district  
 1-33 receives the petition, the district shall:

1-34 (1) deny the petition and provide an explanation for  
 1-35 the denial; or

1-36 (2) engage in rulemaking consistent with the granted  
 1-37 petition.

1-38 (d) Nothing in this section may be construed to create a  
 1-39 private cause of action for a decision to accept or deny a petition  
 1-40 filed under this section.

1-41 SECTION 2. Not later than December 1, 2023, a groundwater  
 1-42 conservation district shall adopt rules to implement Section  
 1-43 36.1025, Water Code, as added by this Act.

1-44 SECTION 3. This Act takes effect September 1, 2023.

1-45 \* \* \* \* \*