

1-1 By: Nichols S.B. No. 1305
 1-2 (In the Senate - Filed February 28, 2023; March 9, 2023,
 1-3 read first time and referred to Committee on Local Government;
 1-4 March 29, 2023, reported favorably by the following vote: Yeas 7,
 1-5 Nays 0; March 29, 2023, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Bettencourt	X			
1-8 Springer	X			
1-9 Eckhardt	X			
1-10 Gutierrez			X	
1-11 Hall	X			
1-12 Nichols	X			
1-13 Parker	X			
1-14 Paxton	X			
1-15 West			X	

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to the transfer of the ownership rights of the City of
 1-20 Nacogdoches in the Central Heights Water System to the Angelina and
 1-21 Neches River Authority.

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

1-23 SECTION 1. DEFINITIONS. In this Act:

1-24 (1) "Authority" means the Angelina and Neches River
 1-25 Authority.

1-26 (2) "City" means the City of Nacogdoches.

1-27 SECTION 2. TRANSFER OF WATER SYSTEM. (a) Notwithstanding
 1-28 Section 1502.055, Government Code, not later than 180 days from the
 1-29 effective date of this Act, the city shall enter into a contract
 1-30 with the authority to transfer the city's ownership interests in
 1-31 the Central Heights Water System that is north of the intersection
 1-32 of U.S. Highway 59 and U.S. Highway 259 to the authority, including
 1-33 the assets and service area portion of the city's water system.

1-34 (b) On the date of execution of the contract under
 1-35 Subsection (a):

1-36 (1) the geographic territory of the Central Heights
 1-37 Water System shall be incorporated into the authority's certificate
 1-38 of convenience and necessity; and

1-39 (2) all real property, easements, appurtenances,
 1-40 conveyance systems, transmission and treatment systems, designated
 1-41 rights-of-way, and other property interests of the city related to
 1-42 the Central Heights Water System are transferred to the authority
 1-43 unless specifically reserved to the city in the contract agreed to
 1-44 under Subsection (a).

1-45 (c) Following the transfer under Subsection (b), the
 1-46 governing body of the city shall notify the Texas Commission on
 1-47 Environmental Quality of the transfer of the Central Heights Water
 1-48 System to the authority.

1-49 (d) On receipt of notice under Subsection (c), the Texas
 1-50 Commission on Environmental Quality shall note the transfer of the
 1-51 Central Heights Water System to the authority in its records. A
 1-52 person, party, or entity does not have any right of protest,
 1-53 objection, or administrative review of the transfer described by
 1-54 this Act.

1-55 SECTION 3. EFFECTIVE DATE. This Act takes effect
 1-56 immediately if it receives a vote of two-thirds of all the members
 1-57 elected to each house, as provided by Section 39, Article III, Texas
 1-58 Constitution. If this Act does not receive the vote necessary for
 1-59 immediate effect, this Act takes effect September 1, 2023.

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