

By: Perry

S.J.R. No. 43

A JOINT RESOLUTION

1 proposing a constitutional amendment creating the water for Texas  
2 fund to assist in financing water projects in this state.

3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

4 SECTION 1. Article III, Texas Constitution, is amended by  
5 adding Section 49-d-16 to read as follows:

6 Sec. 49-d-16. (a) The water for Texas fund is created as a  
7 special fund in the state treasury outside the general revenue  
8 fund. The fund is administered by the Texas Water Development Board  
9 or by that board's successor in function as provided by general law.  
10 The fund is not subject to legislative appropriation.

11 (b) The administrator of the water for Texas fund may use  
12 the fund only to disburse money to other funds administered by the  
13 Texas Water Development Board or that board's successor in  
14 function. The administrator may restore to the fund money  
15 disbursed from the fund and deposited to the credit of another fund.  
16 Legislative appropriation is not required for the administrator to  
17 disburse money from, or restore money to, the fund.

18 (c) The administrator of the water for Texas fund may  
19 establish separate accounts in the fund as necessary or convenient  
20 to administer the fund.

21 (d) The water for Texas fund consists of:

22 (1) money transferred or deposited to the credit of  
23 the fund by general law, including money from any source  
24 transferred or deposited to the credit of the fund at the discretion

1 of the administrator of the water for Texas fund as authorized by  
2 general law;

3 (2) any other revenue that the legislature by statute  
4 dedicates for deposit to the credit of the fund;

5 (3) investment earnings and interest earned on amounts  
6 credited to the fund;

7 (4) money from gifts, grants, or donations to the  
8 fund; and

9 (5) the redeposit of money disbursed from the fund.

10 (e) The legislature by general law shall provide for the  
11 manner in which money from the water for Texas fund may be used,  
12 subject to the limitations provided by this section.

13 (f) The legislature by general law may provide for costs of  
14 investment of the water for Texas fund to be paid from that fund.

15 SECTION 2. This proposed constitutional amendment shall be  
16 submitted to the voters at an election to be held November 7, 2023.  
17 The ballot shall be printed to permit voting for or against the  
18 proposition: "The constitutional amendment creating the water for  
19 Texas fund to assist in financing water projects in this state."