

Amend CSSB 1952 by adding the following new SECTIONS:

SECTION_____. Subsection (a), Section 1.08, Chapter 626, Acts of the 73rd Legislature, Regular Session, 1993, is amended to read as follows:

Sec. 1.08. GENERAL POWERS. (a) The authority has all the powers, rights, and privileges necessary to manage, conserve, preserve, and protect the aquifer and to increase the recharge of, and prevent the waste or pollution of water in, the aquifer, including the authority to adopt and enforce rules to protect and preserve water quality, including rules to prevent the pollution of the aquifer. The authority has all of the rights, powers, privileges, authority, functions, and duties provided by general law of this state, including Chapters 50, 51, and 52, Water Code, applicable to an authority created under Article XVI, Section 59, of the Texas Constitution. This article prevails over any provision of general law that is in conflict or inconsistent with this article regarding the area of the authority's jurisdiction.

SECTION_____. Subsections (b) and (c), Section 1.14, Chapter 626, Acts of the 73rd Legislature, Regular Session, 1993, are amended to read as follows:

(b) Except as provided by Subsections (d), (f), and (h) of this section and Section 1.26 of this article, beginning January 1, 2008, [~~for the period ending December 31, 2007~~] the amount of permitted withdrawals from the aquifer under regular permits may not exceed 450,000 acre-feet of water for each calendar year.

(c) Except as provided by Subsections (d), (f), and (h) of this section and Section 1.26 of this article, beginning January 1, 2010 [~~for the period beginning January 1, 2008~~], the amount of permitted withdrawals from the aquifer under regular permits may not exceed 400,000 acre-feet of water for each calendar year.

SECTION_____. Section 1.21, Chapter 626, Acts of the 73rd Legislature, Regular Session, 1993, is amended by amending Subsection (c) and adding Subsections (d) to read as follows:

(c) If, before [~~on or after~~] January 1, 2008, the aggregate [~~overall~~] volume of water authorized to be withdrawn from the aquifer under regular permits is greater than 450,000 [~~400,000~~] acre-feet a year or greater than the adjusted amount determined

under Subsection (d) of Section 1.14 of this article, not later than October 1, 2007, the board shall issue an order to be effective on January 1, 2008, proportionately adjusting the [maximum] authorized withdrawal amount of each regular permit [~~shall be immediately reduced by an equal percentage~~] as is necessary to reduce aggregate authorized withdrawals under regular permits [~~overall maximum demand~~] to 450,000 [400,000] acre-feet a year or the adjusted amount, as appropriate. [The amount reduced may be restored, in whole or in part, as other appropriate measures are implemented that maintain overall demand at or below the appropriate amount.]

(d) If, before January 1, 2010, the aggregate volume of water authorized to be withdrawn from the aquifer under regular permits is greater than 400,000 acre-feet a year or greater than the adjusted amount determined under Section 1.14(d) of this article, the board, not later than October 1, 2009, shall issue an order to be effective January 1, 2010, proportionately adjusting the authorized withdrawal amount of each regular permit as is necessary to reduce aggregate authorized withdrawals under regular permits to 400,000 acre-feet a year or the adjusted amount, as appropriate.

SECTION____. (a) Section 36.101, Water Code, is amended by adding Subsection (d) to read as follows:

(d) Notwithstanding any other law, a water district or authority with regional management and regulatory authority over groundwater withdrawals within all or part of at least five counties may make and enforce rules to protect water quality.

(b) This section prevails over a conflicting provision of any other Act of the 78th Legislature, Regular Session, 2003, regardless of the relative dates of enactment of the respective Acts.