

## **BILL ANALYSIS**

H.B. 1138  
By: Van Arsdale  
Natural Resources  
Committee Report (Unamended)

### **BACKGROUND AND PURPOSE**

Currently, Section 67.011, Texas Water Code, prohibits non-profit water supply and sewer service corporations in counties with a population of more than 3.3 million from having the ability to: own, hold, lease, or acquire water wells, springs, or other sources of water supply; build, operate, and maintain pipelines to transport water or wastewater; build and operate plants and equipment necessary to distribute water or to treat and dispose of wastewater; and sell water or provide wastewater services to a political subdivision, a private corporation, or an individual.

Under current population estimates by the U.S. Census, Harris County is the only county in Texas to which this section applies. Unfortunately, due to this provision, residents with contaminated water are afforded fewer options than those residents in all the other Texas counties to form non-profit water supply and sewer service corporations to address these concerns.

### **RULEMAKING AUTHORITY**

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

### **ANALYSIS**

H.B.1138 amends Section 67.011, Texas Water Code, to remove the exemption currently provided for non-profit corporations in counties with a population of more than 3.3 million.

### **EFFECTIVE DATE**

On passage, or if the Act does not receive the necessary vote, the Act takes effect September 1, 2003.