

BILL ANALYSIS

S.B. 899
By: Averitt
Natural Resources
Committee Report (Unamended)

BACKGROUND AND PURPOSE

Section 36.060(d), Water Code, provides that Section 36.060 prevails over any other law in conflict with or inconsistent with this section, including a special law governing a specific district. This section also states that if the application of this section results in an increase in the fees of office for any district, that district's fees of office shall not increase unless the district's board by resolution authorizes payment of the higher fees. S.B. 899 clarifies that the amount set forth for groundwater conservation district directors' per diem in Chapter 36 of the Texas Water Code only applies to districts whose directors are entitled to receive a fee of office.

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

S.B. 899 amends Section 36.060(d), Water Code, to provide that Subsection (a), rather than this section, prevails over any other law in conflict with or inconsistent with that subsection, rather than this section, including a special law governing a specific district unless the special law prohibits the directors of that district from receiving a fee of office.

EFFECTIVE DATE

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