

1-1 By: Van Arsdale, Baxter (Senate Sponsor-Lindsay) H.B. No. 3030
1-2 (In the Senate - Received from the House May 7, 2003;
1-3 May 9, 2003, read first time and referred to Committee on Natural
1-4 Resources; May 23, 2003, reported favorably by the following vote:
1-5 Yeas 9, Nays 0; May 23, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to notice of groundwater contamination that may affect a
1-9 drinking water well.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subchapter J, Chapter 26, Water Code, is amended
1-12 by adding Section 26.408 to read as follows:

1-13 Sec. 26.408. NOTICE OF GROUNDWATER CONTAMINATION. (a) If a
1-14 state agency documents under Section 26.406(a) a case of
1-15 groundwater contamination that may affect a drinking water well,
1-16 the state agency shall notify the commission.

1-17 (b) Not later than the 30th day after the date the
1-18 commission receives notice under Subsection (a) or obtains
1-19 independent knowledge of groundwater contamination, the commission
1-20 shall make every effort to give notice of the contamination by first
1-21 class mail to each owner of a private drinking water well that may
1-22 be affected by the contamination and to each applicable groundwater
1-23 conservation district.

1-24 (c) The committee by rule shall prescribe the form and
1-25 content of notice required under this section.

1-26 SECTION 2. This Act takes effect September 1, 2003, and
1-27 applies only to a case of groundwater contamination documented on
1-28 or after that date. A case of groundwater contamination documented
1-29 before the effective date of this Act is governed by the law in
1-30 effect on the date the contamination is documented, and the former
1-31 law is continued in effect for that purpose.

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