

By: Puente

H.B. No. 3338

Substitute the following for H.B. No. 3338:

By: Hamilton

C.S.H.B. No. 3338

A BILL TO BE ENTITLED

AN ACT

relating to the performance of a water audit by a retail public utility providing potable water.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Subchapter B, Chapter 16, Water Code, is amended by adding Section 16.0121 to read as follows:

Sec. 16.0121. WATER AUDITS. (a) In this section, "retail public utility" has the meaning assigned by Section 13.002.

(b) Every five years, a retail public utility providing potable water shall perform and file with the board a water audit computing the utility's most recent annual system water loss.

(c) The board shall develop appropriate methodologies and submission dates for a water audit required under Subsection (b) for the following categories of retail public utilities:

(1) retail public utilities serving populations of 100,000 or more;

(2) retail public utilities serving populations of 50,000 or more but less than 100,000;

(3) retail public utilities serving populations of more than 3,300 but less than 50,000; and

(4) retail public utilities serving populations of 3,300 or less.

(d) In developing the methodologies required by Subsection (c), the board shall ensure that each methodology:

1           (1) is financially feasible for the category of retail  
2 public utility for which it is developed; and

3           (2) considers differences in population density,  
4 source of water supply, the mean income of the service population,  
5 and other factors determined by the board.

6           (e) The methodologies required by Subsection (c) shall  
7 account for various components of system water loss, including loss  
8 from distribution lines, inaccuracies in meters or accounting  
9 practices, and theft.

10           (f) The board shall compile the information included in the  
11 water audits required by Subsection (b) according to category of  
12 retail public utility and according to regional water planning  
13 area. The regional planning group for a regional planning area  
14 shall use the information to identify appropriate water management  
15 strategies in the development of a regional water plan under  
16 Section 16.053.

17           SECTION 2. Section 16.053(j), Water Code, is amended to  
18 read as follows:

19           (j) The board may provide financial assistance to political  
20 subdivisions under Subchapters E and F of this chapter, Subchapters  
21 C, D, E, F, J, O, and P, Chapter 15, and Subchapters D, I, K, and L,  
22 Chapter 17, for water supply projects only if:

23           (1) the board determines that the needs to be  
24 addressed by the project will be addressed in a manner that is  
25 consistent with the state water plan; ~~and~~

26           (2) beginning January 5, 2002, the board:

27           (A) has approved a regional water plan as

1 provided by Subsection (i), and any required updates of the plan,  
2 for the region of the state that includes the area benefiting from  
3 the proposed project; and

4 (B) determines that the needs to be addressed by  
5 the project will be addressed in a manner that is consistent with  
6 that regional water plan; and

7 (3) the board finds that the water audit required  
8 under Section 16.0121 has been completed and filed.

9 SECTION 3. This Act takes effect September 1, 2003.