

1-1 By: Wentworth S.B. No. 1700  
1-2 (In the Senate - Filed March 14, 2003; March 20, 2003, read  
1-3 first time and referred to Committee on Natural Resources;  
1-4 April 25, 2003, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 10, Nays 0; April 25, 2003,  
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1700 By: Barrientos

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to the administration of the weather modification and  
1-11 control grant program.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 20.001, Agriculture Code, as added by  
1-14 Chapter 376, Acts of the 77th Legislature, Regular Session, 2001,  
1-15 is amended to read as follows:

1-16 Sec. 20.001. FINDINGS. The legislature finds that weather  
1-17 modification and control activities may have a significant impact  
1-18 on Texas agriculture. The legislature further finds that the Texas  
1-19 Department of Licensing and Regulation [~~Agriculture~~] is the proper  
1-20 state agency to administer grants to political subdivisions for  
1-21 weather modification and control activities.

1-22 SECTION 2. Section 20.002, Agriculture Code, as added by  
1-23 Chapter 376, Acts of the 77th Legislature, Regular Session, 2001,  
1-24 is amended to read as follows:

1-25 Sec. 20.002. DEFINITIONS [~~DEFINITION~~]. In this chapter:

1-26 (1) "Department" means the Texas Department of  
1-27 Licensing and Regulation.

1-28 (2) "Weather [~~,"weather~~] modification and control"  
1-29 means changing or controlling, or attempting to change or control,  
1-30 by artificial methods the natural development of atmospheric cloud  
1-31 forms or precipitation forms that occur in the troposphere.

1-32 SECTION 3. On the effective date of this Act, in accordance  
1-33 with the General Appropriations Act enacted by the 78th  
1-34 Legislature:

1-35 (1) all powers, duties, obligations, rights, and  
1-36 contracts of the Department of Agriculture associated with the  
1-37 weather modification and control grant program are transferred to  
1-38 the Texas Department of Licensing and Regulation;

1-39 (2) all authority to fill full-time equivalent  
1-40 positions to administer the weather modification and control grant  
1-41 program and all unspent and unobligated appropriations to and other  
1-42 money held by the Department of Agriculture in connection with the  
1-43 program are transferred to the Texas Department of Licensing and  
1-44 Regulation; and

1-45 (3) all files, records, equipment, and other property  
1-46 of the Department of Agriculture that are used by that agency in  
1-47 connection with the administration of the weather modification and  
1-48 control grant program become the property of the Texas Department  
1-49 of Licensing and Regulation, but remain in the same location unless  
1-50 moved in accordance with the memorandum of understanding adopted  
1-51 under Section 4 of this Act.

1-52 SECTION 4. The Department of Agriculture and the Texas  
1-53 Department of Licensing and Regulation shall adopt a memorandum of  
1-54 understanding not later than the 30th day after the effective date  
1-55 of this Act that provides for the transfer, by that date, of any  
1-56 files, records, equipment, property, and personnel necessary to  
1-57 accomplish the transfer of the weather modification and control  
1-58 grant program from the Department of Agriculture to the Texas  
1-59 Department of Licensing and Regulation.

1-60 SECTION 5. This Act takes effect immediately if it receives  
1-61 a vote of two-thirds of all the members elected to each house, as  
1-62 provided by Section 39, Article III, Texas Constitution. If this  
1-63 Act does not receive the vote necessary for immediate effect, this

2-1 Act takes effect September 1, 2003.

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