

1-1 By: Staples S.B. No. 1899
1-2 (In the Senate - Filed April 4, 2003; April 7, 2003, read
1-3 first time and referred to Committee on Natural Resources;
1-4 May 2, 2003, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 10, Nays 0; May 2, 2003,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1899 By: Staples

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

1-10 relating to permit requirements for groundwater transfers out of
1-11 Pineywoods Groundwater Conservation District.

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

1-13 SECTION 1. Subsection (b), Section 5, Chapter 1330, Acts of
1-14 the 77th Legislature, Regular Session, 2001, is amended to read as
1-15 follows:

1-16 (b) The district by rule may require a person to obtain a
1-17 permit from the district for the transfer of groundwater out of the
1-18 district consistent with Section 36.122, Water Code, and may
1-19 regulate the terms on which a permit holder under those rules may
1-20 conduct such a transfer. A retail public utility as defined by
1-21 Section 13.002, Water Code, is not required to obtain a permit to
1-22 transfer groundwater out of the district if:

1-23 (1) the source of the water is one or more wells
1-24 located within the district; and

1-25 (2) the water is used by the retail public utility to
1-26 provide retail water utility service, as defined by Section 13.002,
1-27 Water Code, in a service area located in a county adjacent to the
1-28 district.

1-29 SECTION 2. This Act takes effect immediately if it receives
1-30 a vote of two-thirds of all the members elected to each house, as
1-31 provided by Section 39, Article III, Texas Constitution. If this
1-32 Act does not receive the vote necessary for immediate effect, this
1-33 Act takes effect September 1, 2003.

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