

By: Geren

H.B. No. 1513

A BILL TO BE ENTITLED

AN ACT

relating to permit exemptions for certain users of state water.

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

SECTION 1. Section 11.142(a), Water Code, is amended to read as follows:

(a) Without obtaining a permit, a person may construct on the person's own property a dam or reservoir with normal storage of not more than 200 acre-feet of water for domestic and livestock purposes. A person who temporarily stores more than 200 acre-feet of water in a dam or reservoir described by this subsection is not required to obtain a permit for the dam or reservoir if the person can demonstrate that the person has not stored in the dam or reservoir more than 200 acre-feet of water on average in any 12-month period. ~~[This exemption does not apply to a commercial operation.]~~

SECTION 2. Section 11.142(b), Water Code, as added by Section 1, Chapter 1427, Acts of the 77th Legislature, Regular Session, 2001, is repealed.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2005.