

By: Puente

H.B. No. 2542

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the application of the junior priority requirement for
3 a water right authorizing a transfer of water from one river basin
4 in this state to another river basin in this state.

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

6 SECTION 1. Section 11.085(n), Water Code, is amended to
7 read as follows:

8 (n) If the transfer of water is based on a contractual sale
9 of water, the new water right or amended permit, certified filing,
10 or certificate of adjudication authorizing the transfer shall
11 contain a condition for a term or period not greater than the
12 contract term. A transfer of water based on a contractual sale of
13 water is not subject to Subsection (s) or (t).

14 SECTION 2. The change in law made by this Act applies to a
15 transfer of water based on a contractual sale of water regardless of
16 the date on which the contract was executed.

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