

AN ACT

relating to the exemption of certain municipalities, utilities, and consumers from fees or taxes imposed by the Trinity Glen Rose Groundwater Conservation District.

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

SECTION 1. Section 17, Chapter 1312, Acts of the 77th Legislature, Regular Session, 2001, is amended to read as follows:

Sec. 17. EXEMPTION FOR MUNICIPAL SUPPLIER OR CONSUMER OF WATER FROM SOURCE OTHER THAN TRINITY AQUIFER. The district may not impose a fee or tax on:

(1) ~~[a person who provides water to]~~ a municipality that has held an election under Section 19 of this Act and obtains~~[7]~~ at least 50 percent of its annual water supply ~~[of which annually is obtained]~~ from a source other than the Trinity Aquifer;

(2) a municipally owned utility, as defined by Section 13.002, Water Code, of a municipality described by Subdivision (1) of this section; or

(3) ~~[(2)]~~ a resident of or other water user within a municipality ~~[that obtains its water from a person]~~ described by Subdivision (1) of this section, whose sole source of water is the municipality or the municipally owned utility of the municipality.

SECTION 2. (a) The legal notice of the intention to introduce this Act, setting forth the general substance of this Act, has been published as provided by law, and the notice and a

1 copy of this Act have been furnished to all persons, agencies,
2 officials, or entities to which they are required to be furnished
3 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
4 Government Code.

5 (b) The governor has submitted the notice and Act to the
6 Texas Commission on Environmental Quality.

7 (c) The Texas Commission on Environmental Quality has filed
8 its recommendations relating to this Act with the governor,
9 lieutenant governor, and speaker of the house of representatives
10 within the required time.

11 (d) All requirements of the constitution and laws of this
12 state and the rules and procedures of the legislature with respect
13 to the notice, introduction, and passage of this Act are fulfilled
14 and accomplished.

15 SECTION 3. The change in law made by Section 1 of this Act
16 applies only to a fee or tax that becomes due on or after the
17 effective date of this Act. A fee or tax that became due before the
18 effective date of this Act is governed by the law as it existed
19 immediately before the effective date of this Act, and that law is
20 continued in effect for that purpose.

21 SECTION 4. This Act takes effect September 1, 2005.

H.B. No. 3478

President of the Senate

Speaker of the House

I certify that H.B. No. 3478 was passed by the House on May 13, 2005, by a non-record vote.

Chief Clerk of the House

I certify that H.B. No. 3478 was passed by the Senate on May 25, 2005, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor