

By: Corte

H.B. No. 3478

Substitute the following for H.B. No. 3478:

By: Puente

C.S.H.B. No. 3478

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the exemption of certain municipalities, utilities, and
3 consumers from fees or taxes imposed by the Trinity Glen Rose
4 Groundwater Conservation District and to the exemption of certain
5 wells and transactions from regulation by the district.

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

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

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

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

16 (2) a municipally owned utility, as defined by Section
17 13.002, Water Code, of a municipality described by Subdivision (1)
18 of this section; or

19 (3) ~~[(2)]~~ a resident of or other water user within a
20 municipality ~~[that obtains its water from a person]~~ described by
21 Subdivision (1) of this section, whose sole source of water is the
22 municipality or the municipally owned utility of the municipality.

23 SECTION 2. Sections 16(e) and (f), Chapter 1312, Acts of the
24 77th Legislature, Regular Session, 2001, are repealed.

1 SECTION 3. (a) The legal notice of the intention to
2 introduce this Act, setting forth the general substance of this
3 Act, has been published as provided by law, and the notice and a
4 copy of this Act have been furnished to all persons, agencies,
5 officials, or entities to which they are required to be furnished
6 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
7 Government Code.

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

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

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

18 SECTION 4. The change in law made by Section 1 of this Act
19 applies only to a fee or tax that becomes due on or after the
20 effective date of this Act. A fee or tax that became due before the
21 effective date of this Act is governed by the law as it existed
22 immediately before the effective date of this Act, and that law is
23 continued in effect for that purpose.

24 SECTION 5. This Act takes effect September 1, 2005.