

1-1 By: Corte (Senate Sponsor - Wentworth) H.B. No. 3478
1-2 (In the Senate - Received from the House May 16, 2005;
1-3 May 17, 2005, read first time and referred to Committee on Natural
1-4 Resources; May 20, 2005, reported favorably by the following vote:
1-5 Yeas 9, Nays 0; May 20, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the exemption of certain municipalities, utilities, and
1-9 consumers from fees or taxes imposed by the Trinity Glen Rose
1-10 Groundwater Conservation District.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 17, Chapter 1312, Acts of the 77th
1-13 Legislature, Regular Session, 2001, is amended to read as follows:

1-14 Sec. 17. EXEMPTION FOR MUNICIPAL SUPPLIER OR CONSUMER OF
1-15 WATER FROM SOURCE OTHER THAN TRINITY AQUIFER. The district may not
1-16 impose a fee or tax on:

1-17 (1) ~~[a person who provides water to]~~ a municipality
1-18 that has held an election under Section 19 of this Act and
1-19 obtains~~[7]~~ at least 50 percent of its annual water supply ~~[of which~~
1-20 ~~annually is obtained]~~ from a source other than the Trinity Aquifer;

1-21 (2) a municipally owned utility, as defined by Section
1-22 13.002, Water Code, of a municipality described by Subdivision (1)
1-23 of this section; or

1-24 (3) ~~[(2)]~~ a resident of or other water user within a
1-25 municipality ~~[that obtains its water from a person]~~ described by
1-26 Subdivision (1) of this section, whose sole source of water is the
1-27 municipality or the municipally owned utility of the municipality.

1-28 SECTION 2. (a) The legal notice of the intention to
1-29 introduce this Act, setting forth the general substance of this
1-30 Act, has been published as provided by law, and the notice and a
1-31 copy of this Act have been furnished to all persons, agencies,
1-32 officials, or entities to which they are required to be furnished
1-33 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
1-34 Government Code.

1-35 (b) The governor has submitted the notice and Act to the
1-36 Texas Commission on Environmental Quality.

1-37 (c) The Texas Commission on Environmental Quality has filed
1-38 its recommendations relating to this Act with the governor,
1-39 lieutenant governor, and speaker of the house of representatives
1-40 within the required time.

1-41 (d) All requirements of the constitution and laws of this
1-42 state and the rules and procedures of the legislature with respect
1-43 to the notice, introduction, and passage of this Act are fulfilled
1-44 and accomplished.

1-45 SECTION 3. The change in law made by Section 1 of this Act
1-46 applies only to a fee or tax that becomes due on or after the
1-47 effective date of this Act. A fee or tax that became due before the
1-48 effective date of this Act is governed by the law as it existed
1-49 immediately before the effective date of this Act, and that law is
1-50 continued in effect for that purpose.

1-51 SECTION 4. This Act takes effect September 1, 2005.

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