

1-1 By: Staples S.B. No. 1063
1-2 (In the Senate - Filed March 7, 2005; March 21, 2005, read
1-3 first time and referred to Committee on Natural Resources;
1-4 April 18, 2005, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 9, Nays 0; April 18, 2005,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1063 By: Staples

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the rates of certain retail public utilities.

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

1-12 SECTION 1. Subsection (a), Section 10.08, Chapter 966, Acts
1-13 of the 77th Legislature, Regular Session, 2001, is amended to read
1-14 as follows:

1-15 (a) The changes in law made by this article to Chapter 13,
1-16 Water Code, apply to a proceeding in which the Texas Commission on
1-17 Environmental Quality has not issued a final order before September
1-18 1, 2001 [~~the effective date of this article, provided, however,~~
1-19 ~~that this article does not apply to a public utility that provided~~
1-20 ~~utility service in only 24 counties on January 1, 2003. The~~
1-21 ~~provisions of Chapter 13, Water Code, that were in effect before~~
1-22 ~~September 1, 2001, apply to those public utilities].~~

1-23 SECTION 2. Section 13.145, Water Code, is amended to read as
1-24 follows:

1-25 Sec. 13.145. MULTIPLE SYSTEMS CONSOLIDATED UNDER TARIFF.

1-26 (a) A utility may consolidate more than one system under a single
1-27 tariff only if:

1-28 (1) the systems under the tariff are substantially
1-29 similar in terms of facilities, quality of service, and cost of
1-30 service; and

1-31 (2) the tariff provides for rates that promote water
1-32 conservation for single-family residences and landscape
1-33 irrigation.

1-34 (b) This section does not apply to a public utility that
1-35 provided utility service in only 24 counties on January 1, 2003.

1-36 SECTION 3. This Act takes effect September 1, 2005.

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