

1-1 By: Averitt S.B. No. 1451  
1-2 (In the Senate - Filed March 10, 2005; March 21, 2005, read  
1-3 first time and referred to Committee on Natural Resources;  
1-4 May 3, 2005, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 8, Nays 0; May 3, 2005, sent  
1-6 to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 1451 By: Jackson

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

1-10 relating to the management of groundwater.

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

1-12 SECTION 1. Section 35.009, Water Code, is amended by  
1-13 amending Subsection (c) and adding Subsection (d) to read as  
1-14 follows:

1-15 (c) The commission shall also give written notice of the  
1-16 date, time, place, and purpose of the hearing to:

1-17 (1) each state senator and state representative who  
1-18 represents any part of the area proposed for designation as a  
1-19 priority groundwater management area; and

1-20 (2) the governing body of each county, regional water  
1-21 planning group, adjacent groundwater district, municipality, river  
1-22 authority, water district, or other entity which supplies public  
1-23 drinking water, including each holder of a certificate of  
1-24 convenience and necessity issued by the commission, and of each  
1-25 irrigation district, located either in whole or in part in the  
1-26 priority groundwater management area or proposed priority  
1-27 groundwater management area.

1-28 (d) The notice required under Subsection (c) must be given  
1-29 before the 30th day preceding the date set for the hearing.

1-30 SECTION 2. Sections 36.111 and 36.112, Water Code, are  
1-31 amended to read as follows:

1-32 Sec. 36.111. RECORDS AND REPORTS. (a) A [The] district  
1-33 shall require that records be kept and reports be made of the  
1-34 drilling, equipping, and completing of water wells and of the  
1-35 production and use of groundwater.

1-36 (b) A district by rule may establish that the records and  
1-37 reports required under Texas Commission of Licensing and Regulation  
1-38 rules or under Chapter 1901, Occupations Code, satisfy the  
1-39 requirements of Subsection (a).

1-40 Sec. 36.112. DRILLERS' LOGS. (a) A district shall require  
1-41 that accurate drillers' logs be kept of water wells and that copies  
1-42 of drillers' logs and electric logs be filed with the district.

1-43 (b) A district by rule may establish that the well log  
1-44 required under Texas Commission of Licensing and Regulation rules  
1-45 or under Chapter 1901, Occupations Code, satisfies the requirements  
1-46 of Subsection (a).

1-47 SECTION 3. Subsection (a), Section 36.157, Water Code, is  
1-48 amended to read as follows:

1-49 (a) A district may pay all costs and expenses necessarily  
1-50 incurred in the creation and organization of a district, including  
1-51 legal fees and other incidental expenses, and may reimburse any  
1-52 person, including a county, for money advanced for these purposes.

1-53 SECTION 4. This Act takes effect September 1, 2005.

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