

Amend CSSB 3 (House committee printing) in ARTICLE 2 of the bill by adding the following appropriately numbered SECTIONS and renumbering subsequent SECTIONS of that ARTICLE accordingly:

SECTION 2.____. Subsections (a), and (e), Section 36.1071, Water Code are amended to read as follows:

Sec. 36.1071. MANAGEMENT PLAN. (a) Following notice and hearing, the district shall, in coordination with surface water management entities on a regional basis, develop a comprehensive management plan which addresses the following management goals, as applicable:

- (1) providing the most efficient use of groundwater;
- (2) controlling and preventing waste of groundwater;
- (3) controlling and preventing subsidence;
- (4) addressing conjunctive surface water management issues;
- (5) addressing natural resource issues;
- (6) addressing drought conditions;
- (7) addressing conservation, recharge enhancement, rainwater harvesting, precipitation enhancement, or brush control, where appropriate and cost-effective; ~~and~~
- (8) addressing in a quantitative manner the desired future conditions of the groundwater resources ~~[]~~ ; and
- (9) addressing total aquifer storage.

(e) In the management plan described under Subsection (a), the district shall:

- (1) identify the performance standards and management objectives under which the district will operate to achieve the management goals identified under Subsection (a);
- (2) specify, in as much detail as possible, the actions, procedures, performance, and avoidance that are or may be necessary to effect the plan, including specifications and proposed rules;
- (3) include estimates of the following:
 - (A) managed available groundwater in the district based on the desired future condition and the total aquifer storage established under Section 36.108;
 - (B) the amount of groundwater being used within the district on an annual basis;

(C) the annual amount of recharge from precipitation, if any, to the groundwater resources within the district;

(D) for each aquifer, the annual volume of water that discharges from the aquifer to springs and any surface water bodies, including lakes, streams, and rivers;

(E) the annual volume of flow into and out of the district within each aquifer and between aquifers in the district, if a groundwater availability model is available;

(F) the projected surface water supply in the district according to the most recently adopted state water plan; and

(G) the projected total demand for water in the district according to the most recently adopted state water plan; and

(4) consider the water supply needs and water management strategies included in the adopted state water plan.

SECTION 2.____. Subsection (f), Section 36.108, Water Code is amended to read as follows:

(f) A district or person with a legally defined interest in the groundwater within the management area may file a petition with the commission requesting an inquiry if a district or districts refused to join in the planning process or the process failed to result in adequate planning, ~~[including]~~ or the establishment of reasonable future desired conditions of the aquifers, and the petition provides evidence that:

(1) a district in the groundwater management area has failed to adopt rules;

(2) the rules adopted by a district are not designed to achieve the desired future condition of the groundwater resources in the groundwater management area established during the joint planning process;

(3) the groundwater in the management area is not adequately protected by the rules adopted by a district; ~~[or]~~

(4) the groundwater in the groundwater management area is not adequately protected due to the failure of a district to enforce substantial compliance with its rules~~[+]~~ ; or

(5) the process failed to result in the establishment of reasonable desired future conditions of the aquifer.