

1-1 By: Puentes (Senate Sponsor - Duncan) H.B. No. 1032
1-2 (In the Senate - Received from the House March 29, 2007;
1-3 April 3, 2007, read first time and referred to Committee on Natural
1-4 Resources; May 21, 2007, reported favorably by the following vote:
1-5 Yeas 9, Nays 0; May 21, 2007, sent to printer.)

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

1-8 relating to amendments to regional water plans.

1-9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-10 SECTION 1. Section 16.053(h), Water Code, is amended by
1-11 adding Subdivisions (10) and (11) to read as follows:

1-12 (10) The regional water planning group may amend the
1-13 regional water plan after the plan has been approved by the board.
1-14 Subdivisions (1)-(9) apply to an amendment to the plan in the same
1-15 manner as those subdivisions apply to the plan.

1-16 (11) This subdivision applies only to an amendment to
1-17 a regional water plan approved by the board. This subdivision does
1-18 not apply to the adoption of a subsequent regional water plan for
1-19 submission to the board as required by Subsection (i).
1-20 Notwithstanding Subdivision (10), the regional water planning
1-21 group may amend the plan in the manner provided by this subdivision
1-22 if the executive administrator makes a written determination that
1-23 the proposed amendment qualifies for adoption in the manner
1-24 provided by this subdivision before the regional water planning
1-25 group votes on adoption of the amendment. A proposed amendment
1-26 qualifies for adoption in the manner provided by this subdivision
1-27 only if the amendment is a minor amendment, as defined by board
1-28 rules, that will not result in the overallocation of any existing or
1-29 planned source of water, does not relate to a new reservoir, and
1-30 will not have a significant effect on instream flows or freshwater
1-31 inflows to bays and estuaries. If the executive administrator
1-32 determines that a proposed amendment qualifies for adoption in the
1-33 manner provided by this subdivision, the regional water planning
1-34 group may adopt the amendment at a public meeting held in accordance
1-35 with Chapter 551, Government Code. The proposed amendment must be
1-36 placed on the agenda for the meeting, and notice of the meeting must
1-37 be given in the manner provided by Chapter 551, Government Code, at
1-38 least two weeks before the date the meeting is held. The public
1-39 must be provided an opportunity to comment on the proposed
1-40 amendment at the meeting.

1-41 SECTION 2. This Act takes effect immediately if it receives
1-42 a vote of two-thirds of all the members elected to each house, as
1-43 provided by Section 39, Article III, Texas Constitution. If this
1-44 Act does not receive the vote necessary for immediate effect, this
1-45 Act takes effect September 1, 2007.

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