

1-1 By: Gallego (Senate Sponsor - Uresti) H.B. No. 3475
1-2 (In the Senate - Received from the House May 9, 2007;
1-3 May 10, 2007, read first time and referred to Committee on Natural
1-4 Resources; May 19, 2007, reported favorably, as amended, by the
1-5 following vote: Yeas 10, Nays 0; May 19, 2007, sent to printer.)

1-6 COMMITTEE AMENDMENT NO. 1 By: Uresti

1-7 Amend H.B. No. 3475 (House Engrossment) as follows:

1-8 (1) In SECTION 1 of the bill, on page , line , strike
1-9 "is" and substitute with "and a national recreation are".

1-10 (2) In SECTION 1 of the bill, in proposed Section 412.017,
1-11 Local Government Code, strike Subsection (b) (page ,
1-12 lines -), and substitute the following:

1-13 (b) The commissioners court of a county to which this
1-14 section applies may acquire, construct, or operate a water supply
1-15 system or a sewage system to serve unincorporated areas of the
1-16 county.

1-17 (3) In SECTION 1 of the bill, in proposed Section 412.017,
1-18 Local Government Code (page , between lines and), insert
1-19 the following:

1-20 (g) This section does not authorize a county to sell water
1-21 for a purpose other than for local use.

1-22 A BILL TO BE ENTITLED
1-23 AN ACT

1-24 relating to the authority of certain counties to acquire,
1-25 construct, or operate a water supply system or sewage system and own
1-26 or operate a utility.

1-27 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-28 SECTION 1. Subchapter B, Chapter 412, Local Government
1-29 Code, is amended by adding Section 412.017 to read as follows:

1-30 Sec. 412.017. WATER SUPPLY AND SEWAGE SYSTEM FOR CERTAIN
1-31 BORDER COUNTIES. (a) This section applies only to a county:

1-32 (1) that is located adjacent to an international
1-33 border; and

1-34 (2) in which a military installation is located.

1-35 (b) The commissioners court of a county to which this
1-36 section applies may acquire, construct, or operate a water supply
1-37 system or sewage system to serve:

1-38 (1) unincorporated areas of the county; and

1-39 (2) areas initially included in a municipality on or
1-40 after September 1, 2007, in which the municipality does not provide
1-41 water or sewer services.

1-42 (c) The county may enter a management or lease agreement
1-43 with another public or private entity for the operation of a county
1-44 water or sewage system acquired or constructed under this section.

1-45 (d) The county may apply for and receive grants or other
1-46 assistance from a state or federal governmental entity to implement
1-47 this section.

1-48 (e) The county may own, operate, or maintain a water or
1-49 sewer utility in the same manner as a municipality under Chapter
1-50 402.

1-51 (f) A county may not construct, operate, or maintain a water
1-52 supply system or sewage system in an area previously served by the
1-53 county's water supply or sewage system after the area is annexed by
1-54 a municipality and the municipality begins providing to the area
1-55 water or sewer services previously provided by the county.

1-56 SECTION 2. This Act takes effect September 1, 2007.

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