

Amend CSHB 3335 by adding the following:

SECTION __. DEFINITION. In this Act, "commission" means the Texas Commission on Environmental Quality.

SECTION __. STUDY. (a) The commission shall conduct a study regarding the impact on the entire Carrizo-Wilcox aquifer of rules and plans adopted by groundwater conservation districts in whose boundaries the aquifer is located and of determinations made by groundwater conservation districts in connection with the joint planning process relating to groundwater management areas in whose boundaries the aquifer is located. In conducting the study, the commission shall examine:

(1) whether the rules and plans adopted by each groundwater conservation district:

(A) are based on sound scientific principles;

(B) adequately conserve and protect the aquifer and ensure the achievement of the applicable desired future condition for each part of the district; and

(C) are likely to affect other groundwater conservation districts or groundwater management areas;

(2) whether each district is enforcing substantial compliance with its rules;

(3) whether the desired future conditions established under Section 36.108, Water Code, in each groundwater management area are reasonable and based on sound scientific principles, and whether the rules adopted by each district are designed to achieve the applicable desired future condition;

(4) other long-term impacts of the applicable rules and plans on the aquifer, taking into consideration:

(A) projected population and agricultural, municipal, and industrial demands for water from the aquifer within the groundwater conservation districts; and

(B) other appropriate factors as determined by commission rule; and

(5) whether the presence of contaminants in the recharge area of the aquifer and the potential pollution of the aquifer are issues that should be addressed and, if so, by whom.

(b) The Texas Water Development Board and the Bureau of

Economic Geology of The University of Texas at Austin shall assist the commission in conducting the study under this section.

(c) The commission may contract with any appropriate person to assist the commission in conducting the study under this section.

SECTION __. REPORT. Not later than December 31, 2012, the commission shall report the results of the study conducted under this Act to the governor, the lieutenant governor, the speaker of the house of representatives, and the standing committees in the senate and the house of representatives that have primary jurisdiction over natural resources. The report may include the commission's recommendations for legislation to address any areas of concern.

SECTION __. NO APPROPRIATION. This Amendment does not make an appropriation. A provision in this Act that creates a new governmental program, creates a new entitlement, or imposes a new duty on a governmental entity is not mandatory during a fiscal period for which the legislature has not made a specific appropriation to implement the provision.

SECTION __. EXPIRATION. The provisions contained in this amendment expire August 31, 2013.