

By: Miller of Erath

H.B. No. 1642

A BILL TO BE ENTITLED

AN ACT

relating to the extent and management of the John Graves Scenic Riverway.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 26.551(2), Water Code, is amended to read as follows:

(2) "John Graves Scenic Riverway" means that portion of the Brazos River Basin, and its contributing watershed, located downstream of the Morris Shepard Dam on the Possum Kingdom Reservoir in Palo Pinto County, Texas, and extending to the county line between Somervell and Bosque ~~[Parker and Hood]~~ Counties, Texas, including that portion of the river basin and contributing watershed in Johnson County.

SECTION 2. Section 26.555(b), Water Code, is amended to read as follows:

(b) The visual inspections and the drawing of water samples must be conducted at least once in a winter month and at least once in a summer month. The visual inspections must be conducted ~~[both]~~ from the surface of the John Graves Scenic Riverway or ~~[and]~~ from an aircraft flying over the riverway.

SECTION 3. The Texas Commission on Environmental Quality as soon as practicable shall amend its rules as necessary to include in the John Graves Scenic Riverway pilot program under Subchapter M, Chapter 26, Water Code, the area added to the John Graves Scenic

1 Riverway by this Act. The commission shall begin enforcement of
2 Subchapter M, Chapter 26, Water Code, in the area added to the John
3 Graves Scenic Riverway on January 1, 2010.

4 SECTION 4. This Act takes effect immediately if it receives
5 a vote of two-thirds of all the members elected to each house, as
6 provided by Section 39, Article III, Texas Constitution. If this
7 Act does not receive the vote necessary for immediate effect, this
8 Act takes effect September 1, 2009.