

1-1 By: Bonnen, Lucio III, Leibowitz H.B. No. 2074
1-2 (Senate Sponsor - Hegar)
1-3 (In the Senate - Received from the House April 16, 2009;
1-4 April 16, 2009, read first time and referred to Committee on
1-5 Natural Resources; April 22, 2009, reported favorably by the
1-6 following vote: Yeas 9, Nays 0; April 22, 2009, sent to printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to the designation by the commissioner of the General Land
1-10 Office of critical coastal erosion areas for purposes of the
1-11 coastal erosion response plan.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 33.602, Natural Resources Code, is
1-14 amended by amending Subsection (b) and adding Subsection (e) to
1-15 read as follows:

1-16 (b) The commissioner shall publish and periodically update
1-17 a coastal erosion response plan. The commissioner shall develop
1-18 the plan in coordination with state and federal agencies and local
1-19 governments and provide for public input on the plan. The plan must
1-20 identify critical coastal erosion areas designated by the
1-21 commissioner and prioritize coastal erosion response studies and
1-22 projects so that:

1-23 (1) benefits are balanced among areas throughout the
1-24 coast designated by the commissioner as critical coastal erosion
1-25 areas;

1-26 (2) federal and local financial participation is
1-27 maximized;

1-28 (3) studies and projects are scheduled to achieve
1-29 efficiencies and economies of scale; and

1-30 (4) the severity of erosion effects in each area is
1-31 taken into account.

1-32 (e) In order to determine which areas should be designated
1-33 as critical coastal erosion areas and guide the allocation of
1-34 resources, the commissioner may conduct a coast-wide analysis of
1-35 the costs and benefits of coastal erosion avoidance, remediation,
1-36 and planning. An analysis conducted under this subsection may
1-37 consider:

1-38 (1) historical erosion rates in an area;

1-39 (2) the elevation of an area adjacent to the
1-40 shoreline;

1-41 (3) the presence of critical infrastructure in an area
1-42 adjacent to the shoreline;

1-43 (4) the population density of an area adjacent to the
1-44 shoreline;

1-45 (5) the presence of economic activity conducted in an
1-46 area adjacent to the shoreline;

1-47 (6) the presence of critical natural resources in an
1-48 area adjacent to the shoreline;

1-49 (7) anthropogenic contributions to erosion; and

1-50 (8) any other factor identified as relevant by the
1-51 commissioner.

1-52 SECTION 2. This Act takes effect September 1, 2009.

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