

By: Turner of Harris

H.B. No. 4218

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to representation in a court proceeding involving a retail  
3 public utility providing water or sewer service.

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

5 SECTION 1. Section 13.042, Water Code, is amended by adding  
6 Subsection (a-1) to read as follows:

7 (a-1) If a municipality exercises its jurisdiction under  
8 Subsection (a), the municipal attorney or other appropriate  
9 attorney representing the municipality shall represent the  
10 municipality under this chapter in all matters before the state  
11 courts and any court of the United States.

12 SECTION 2. The changes in law made by this Act to Section  
13 13.042, Water Code, apply only to a court proceeding that commences  
14 on or after the effective date of this Act. A court proceeding that  
15 commences before the effective date of this Act is subject to the  
16 law in effect on the date the proceeding was commenced, and that law  
17 is continued in effect for that purpose.

18 SECTION 3. This Act takes effect September 1, 2009.