

By: Callegari

H.B. No. 4318

A BILL TO BE ENTITLED

AN ACT

relating to allowing certain landowners to request that land be decertified from the service area of a holder of a certificate of public convenience and necessity.

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

SECTION 1. Section 13.254, Water Code, is amended by adding Subsection (a-5) to read as follows:

(a-5) Notwithstanding any other provision of this section, the owner of a tract of land that is at least 300 acres and that is located within the certificated area of a certificate holder may request that the commission decertify the land, if the certificate holder does not provide retail water and sewer service to the land. The commission shall grant a landowner's request under this subsection on receipt of the request.

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