

By: Hinojosa

S.B. No. 1292

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the calculation of current market value of certain
3 water rights by the Rio Grande Regional Water Authority.

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

5 SECTION 1. Section 49.509, Water Code, is amended by
6 amending Subsection (a) and adding Subsection (d) to read as
7 follows:

8 (a) Subject to Subsection (d), the ~~[The]~~ Rio Grande Regional
9 Water Authority annually at its January meeting shall calculate the
10 current market value by using the average price per acre-foot of
11 municipal use water after conversion from irrigation use water to
12 municipal use water with a municipal priority of allocation under
13 commission rules of the last three purchases involving:

- 14 (1) a municipal water supplier;
15 (2) a party other than a municipal water supplier; and
16 (3) at least 100 acre-feet of municipal use water,
17 with municipal priority of allocation.

18 (d) The Rio Grande Regional Water Authority shall exclude
19 from the calculation of current market value under Subsection (a)
20 any sale between a municipal water supplier and a district if any
21 part of the district's territory is subject to the municipal water
22 supplier's certificate of convenience and necessity.

23 SECTION 2. The change in law made by this Act applies only
24 to a calculation of current market value of certain water rights

1 made by the Rio Grande Regional Water Authority on or after the
2 effective date of this Act. A calculation of current market value
3 that is made before the effective date of this Act is governed by
4 the law in effect when the calculation was made, and the former law
5 continues in effect for that purpose.

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