

1-1 By: Turner (Senate Sponsor - Whitmire) H.B. No. 960  
1-2 (In the Senate - Received from the House April 18, 2011;  
1-3 April 20, 2011, read first time and referred to Committee on  
1-4 Natural Resources; May 11, 2011, reported favorably by the  
1-5 following vote: Yeas 10, Nays 0; May 11, 2011, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to the powers of the Central Harris County Regional Water  
1-9 Authority.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 8815.101(b), Special District Local Laws  
1-12 Code, is amended to read as follows:

1-13 (b) The following laws [Sections 49.451-49.455, Water  
1-14 Code,] do not apply to the authority:

1-15 (1) Chapter 36, Water Code;

1-16 (2) Section 49.052, Water Code; and

1-17 (3) Sections 49.451-49.455, Water Code.

1-18 SECTION 2. The heading to Section 8815.107, Special  
1-19 District Local Laws Code, is amended to read as follows:

1-20 Sec. 8815.107. ADMINISTRATIVE PENALTY; CIVIL ACTION;  
1-21 INJUNCTION.

1-22 SECTION 3. Section 8815.107, Special District Local Laws  
1-23 Code, is amended by amending Subsection (b) and adding Subsection  
1-24 (e) to read as follows:

1-25 (b) The authority may bring an action in a district court  
1-26 against a member district or other district, other political  
1-27 subdivision, or other person located in the authority's territory  
1-28 or included in the authority's groundwater reduction plan to:

1-29 (1) recover any fees, rates, charges, assessments,  
1-30 collection expenses, attorney's fees, interest, penalties, or  
1-31 administrative penalties due the authority; or

1-32 (2) enforce the authority's rules or orders [to  
1-33 recover the penalty in a district court in the county where the  
1-34 violation occurred].

1-35 (e) Governmental immunity from suit or liability of a  
1-36 district or other political subdivision is waived for the purposes  
1-37 of an action described by this section.

1-38 SECTION 4. This Act takes effect immediately if it receives  
1-39 a vote of two-thirds of all the members elected to each house, as  
1-40 provided by Section 39, Article III, Texas Constitution. If this  
1-41 Act does not receive the vote necessary for immediate effect, this  
1-42 Act takes effect September 1, 2011.

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