

1-1 By: Cook (Senate Sponsor - Nichols) H.B. No. 1808
1-2 (In the Senate - Received from the House April 12, 2011;
1-3 April 14, 2011, read first time and referred to Committee on
1-4 Government Organization; April 29, 2011, reported favorably by the
1-5 following vote: Yeas 5, Nays 0; April 29, 2011, sent to printer.)

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

1-8 relating to the continuation and functions of the State Soil and
1-9 Water Conservation Board.

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

1-11 SECTION 1. Subchapter B, Chapter 201, Agriculture Code, is
1-12 amended by adding Section 201.0111 to read as follows:

1-13 Sec. 201.0111. APPOINTMENTS. Appointments to the state
1-14 board shall be made without regard to the race, color, disability,
1-15 sex, religion, age, or national origin of the appointees.

1-16 SECTION 2. Sections 201.0142(a) and (c), Agriculture Code,
1-17 are amended to read as follows:

1-18 (a) A person who is elected or appointed and qualifies for
1-19 office as a member of the state board may not vote, deliberate, or
1-20 be counted as a member in attendance at a meeting of the state board
1-21 until the person completes a training program that complies with
1-22 this section.

1-23 (c) A person elected or appointed to the state board is
1-24 entitled to reimbursement, as provided by the General
1-25 Appropriations Act, for the travel expenses incurred in attending
1-26 the training program, regardless of whether attendance at the
1-27 program occurs before or after the person qualifies for office.

1-28 SECTION 3. Section 201.0151(a), Agriculture Code, is
1-29 amended to read as follows:

1-30 (a) It is a ground for removal from the state board that a
1-31 member:

1-32 (1) does not:
1-33 (A) if the member is elected, have at the time of
1-34 election the qualifications required by Section 201.013(c); or
1-35 (B) if the member is appointed, have at the time
1-36 of taking office the qualifications required by Section 201.011(2)
1-37 [Subsection (c) of Section 201.013 of this code];

1-38 (2) does not maintain during service on the state
1-39 board the qualifications required by Section 201.011(2) or
1-40 201.013(c) [Subsection (c) of Section 201.013 of this code];

1-41 (3) is ineligible for membership under Section
1-42 201.0141 [of this code];

1-43 (4) cannot, because of illness or disability,
1-44 discharge the member's duties for a substantial portion of the
1-45 member's term; or

1-46 (5) is absent from more than half of the regularly
1-47 scheduled state board meetings that the member is eligible to
1-48 attend during a calendar year, without an excuse approved by a
1-49 majority vote of the state board.

1-50 SECTION 4. Section 201.0231, Agriculture Code, is amended
1-51 to read as follows:

1-52 Sec. 201.0231. COMPLAINTS. (a) The state board shall
1-53 maintain a central database of complaints filed with state board
1-54 offices and a system to promptly and efficiently act on a complaint
1-55 filed with a state board office. The state board shall maintain
1-56 information about parties to the complaint, [file on each written
1-57 complaint filed with the state board.

1-58 ~~[(b) The file must include:~~

1-59 ~~[(1) the name of the person who filed the complaint,~~

1-60 ~~[(2) the date the complaint is received by the state~~
1-61 ~~board,~~

1-62 ~~[(3)] the subject matter of the complaint, [+~~

1-63 ~~[(4) the name of each person contacted in relation to~~
1-64 ~~the complaint,~~

2-1 ~~[(5)] a summary of the results of the review or~~
 2-2 ~~investigation of the complaint, and its disposition[, and~~
 2-3 ~~[(6) an explanation of the reason the file was closed,~~
 2-4 ~~if the state board closed the file without taking action other than~~
 2-5 ~~to investigate the complaint].~~

2-6 (b) The state board shall make information available
 2-7 describing its procedures for complaint investigation and
 2-8 resolution.

2-9 ~~(c) [The state board shall provide to the person filing the~~
 2-10 ~~complaint and to each person who is a subject of the complaint a~~
 2-11 ~~copy of the state board's policies and procedures relating to~~
 2-12 ~~complaint investigation and resolution.~~

2-13 ~~[(d)] The state board[, at least quarterly until final~~
 2-14 ~~disposition of the complaint,] shall periodically notify the~~
 2-15 ~~parties to [person filing] the complaint [and each person who is a~~
 2-16 ~~subject of the complaint] of the status of the complaint until final~~
 2-17 ~~disposition [investigation unless the notice would jeopardize an~~
 2-18 ~~undercover investigation].~~

2-19 SECTION 5. Section 201.025, Agriculture Code, is amended to
 2-20 read as follows:

2-21 Sec. 201.025. SUNSET PROVISION. The State Soil and Water
 2-22 Conservation Board is subject to Chapter 325, Government Code
 2-23 (Texas Sunset Act). Unless continued in existence as provided by
 2-24 that chapter, the board is abolished and this chapter expires
 2-25 September 1, 2023 ~~[2011]~~.

2-26 SECTION 6. Subchapter B, Chapter 201, Agriculture Code, is
 2-27 amended by adding Sections 201.029 and 201.030 to read as follows:

2-28 Sec. 201.029. GRANT PROGRAM ADMINISTRATION. (a) In this
 2-29 section, "grant program" means a competitive grant program
 2-30 administered by the state board under this title and funded
 2-31 primarily by state funds. The term includes a program for water
 2-32 quality management, water supply enhancement, or flood control.

2-33 (b) The state board shall:

2-34 (1) develop goals for each grant program, including
 2-35 desired program results and descriptions of program beneficiaries;

2-36 (2) establish statewide evaluation criteria to
 2-37 document grantee compliance with grant conditions;

2-38 (3) monitor compliance with the evaluation criteria
 2-39 described by Subdivision (2) by gathering, maintaining, and
 2-40 analyzing comprehensive data on grant program activities;

2-41 (4) analyze the extent to which grant programs achieve
 2-42 the goals developed under Subdivision (1), using either empirical
 2-43 or nonempirical evidence; and

2-44 (5) publish the analysis required by Subdivision (4)
 2-45 on the state board's Internet website or in any annual publication
 2-46 the state board is required by statute to publish.

2-47 Sec. 201.030. NEGOTIATED RULEMAKING; ALTERNATIVE DISPUTE
 2-48 RESOLUTION. (a) The state board shall develop and implement a
 2-49 policy to encourage the use of:

2-50 (1) negotiated rulemaking procedures under Chapter
 2-51 2008, Government Code, for the adoption of state board rules; and

2-52 (2) appropriate alternative dispute resolution
 2-53 procedures under Chapter 2009, Government Code, to assist in the
 2-54 resolution of internal and external disputes under the state
 2-55 board's jurisdiction.

2-56 (b) The state board's procedures relating to alternative
 2-57 dispute resolution must conform, to the extent possible, to any
 2-58 model guidelines issued by the State Office of Administrative
 2-59 Hearings for the use of alternative dispute resolution by state
 2-60 agencies.

2-61 (c) The state board shall:

2-62 (1) coordinate the implementation of the policy
 2-63 adopted under Subsection (a);

2-64 (2) provide training as needed to implement the
 2-65 procedures for negotiated rulemaking or alternative dispute
 2-66 resolution; and

2-67 (3) collect data concerning the effectiveness of those
 2-68 procedures.

2-69 SECTION 7. Section 201.202(b), Agriculture Code, is amended

3-1 to read as follows:

3-2 (b) The board shall designate priorities among the various
3-3 land improvement measures, including:

3-4 (1) brush control and other water supply enhancement
3-5 activities;

3-6 (2) forest improvement measures;

3-7 (3) returning erosive cropland to pasture and other
3-8 practices that maximize water conservation;

3-9 (4) increasing water use efficiency;

3-10 (5) increasing water quality;

3-11 (6) reducing erosion; and

3-12 (7) maximizing public benefits.

3-13 SECTION 8. The heading to Chapter 203, Agriculture Code, is
3-14 amended to read as follows:

3-15 CHAPTER 203. WATER SUPPLY ENHANCEMENT [~~BRUSH CONTROL~~]

3-16 SECTION 9. Section 203.001, Agriculture Code, is amended by
3-17 adding Subdivisions (5), (6), (7), and (8) to read as follows:

3-18 (5) "Area" means a sub-basin or other portion of land
3-19 within a project.

3-20 (6) "Project" means a watershed or portion of a
3-21 watershed in which water supply enhancement activities are
3-22 performed.

3-23 (7) "Proposal" means a request submitted by a soil and
3-24 water conservation district or other political subdivision for
3-25 state funds to be used in a watershed or portion of a watershed for
3-26 water supply enhancement activities.

3-27 (8) "Water supply enhancement" includes brush
3-28 control.

3-29 SECTION 10. Section 203.002, Agriculture Code, is amended
3-30 to read as follows:

3-31 Sec. 203.002. PURPOSE [~~CREATION~~] OF PROGRAM. The water
3-32 supply enhancement program [~~Texas Brush Control Program is created~~
3-33 ~~and~~] shall be implemented, administered, operated, and financed as
3-34 provided by this chapter. The purpose of the water supply
3-35 enhancement program is to increase available surface water and
3-36 groundwater through:

3-37 (1) selective control, removal, or reduction of
3-38 noxious brush species that are detrimental to water conservation;
3-39 and

3-40 (2) revegetation of land on which noxious brush has
3-41 been controlled, removed, or reduced.

3-42 SECTION 11. Section 203.011, Agriculture Code, is amended
3-43 to read as follows:

3-44 Sec. 203.011. AUTHORITY OF BOARD. The board has
3-45 jurisdiction over and, with the assistance of local districts,
3-46 shall administer the water supply enhancement [~~brush control~~]
3-47 program under this chapter. This chapter does not limit the board's
3-48 authority to control, remove, or reduce brush under any program the
3-49 board administers under Chapter 201.

3-50 SECTION 12. Section 203.016, Agriculture Code, is amended
3-51 to read as follows:

3-52 Sec. 203.016. CONSULTATION. The State Soil and Water
3-53 Conservation Board shall consult with:

3-54 (1) the Texas Water Development Board in regard to the
3-55 effects of the water supply enhancement [~~brush control~~]
3-56 program on water quantity;

3-57 (2) the department in regard to the effects of the
3-58 water supply enhancement [~~brush control~~]
3-59 program on agriculture;
3-60 and

3-61 (3) the Parks and Wildlife Department in regard to the
3-62 effects of the water supply enhancement [~~brush control~~]
3-63 program on fish and wildlife.

3-64 SECTION 13. Section 203.051, Agriculture Code, is amended
3-65 to read as follows:

3-66 Sec. 203.051. STATE PLAN. (a) The board shall prepare and
3-67 adopt a state water supply enhancement [~~brush control~~]
3-68 plan that includes [~~shall~~]

3-69 [~~(1) include~~] a comprehensive strategy for managing
3-69 brush in all areas of the state where brush is contributing to a

4-1 substantial water conservation problem~~], and~~
 4-2 [~~(2) rank areas of the state in need of a brush control~~
 4-3 ~~program, as provided by Section 203.053].~~

4-4 (b) The plan adopted under this section must list the goals
 4-5 the board establishes under Section 201.029 for the water supply
 4-6 enhancement program. These goals must include:

4-7 (1) a goal describing the intended use of a water
 4-8 supply enhanced or conserved by the program, such as agricultural
 4-9 purposes or drinking water purposes; and

4-10 (2) a goal describing the populations that the water
 4-11 supply enhancement program will target.

4-12 SECTION 14. Section 203.053, Agriculture Code, is amended
 4-13 to read as follows:

4-14 Sec. 203.053. CRITERIA FOR ACCEPTING AND PRIORITIZING WATER
 4-15 SUPPLY ENHANCEMENT PROJECTS [~~EVALUATING BRUSH CONTROL AREAS~~]. (a)
 4-16 The board shall adopt rules establishing:

4-17 (1) criteria for accepting project proposals; and

4-18 (2) a system to prioritize projects for each funding
 4-19 cycle, giving priority to projects that balance the most critical
 4-20 water conservation need and the highest projected water yield.

4-21 (b) The criteria required by Subsection (a)(1) must include
 4-22 a requirement that each proposal state the projected water yield of
 4-23 the proposed project, as modeled by a person with expertise in
 4-24 hydrology, water resources, or another technical area pertinent to
 4-25 the evaluation of water supply.

4-26 (c) The board shall consult with stakeholders, including
 4-27 hydrologists and representatives from soil and water conservation
 4-28 districts, to develop by rule standard methods of reporting the
 4-29 projected water yield under Subsection (b).

4-30 (d) In prioritizing projects under Subsection (a)(2)
 4-31 [~~ranking areas under the plan~~], the board shall consider:

4-32 (1) the need for conservation of water resources
 4-33 within the territory of the project, based on the state water plan
 4-34 adopted under Section 16.051, Water Code [~~the location of various~~
 4-35 ~~brush infestations~~];

4-36 (2) projected water yield of areas of the project,
 4-37 based on soil, slope, land use, types and distribution of trees,
 4-38 brush, and other vegetative matter, and proximity of trees, brush,
 4-39 and other vegetative matter to rivers, streams, and channels [~~the~~
 4-40 ~~type and severity of brush infestations~~];

4-41 (3) any method the project [~~the various management~~
 4-42 ~~methods that~~] may use [~~be used~~] to control brush;

4-43 (4) cost-sharing contract rates within the territory
 4-44 of the project [~~the amount of water produced by a project and the~~
 4-45 ~~severity of water shortage in the project area~~]; [~~and~~

4-46 (5) the location and size of the project;

4-47 (6) the budget of the project and any associated
 4-48 requests for grant funds submitted under this title;

4-49 (7) the implementation schedule of the project; and

4-50 (8) the administrative capacities of the board and the
 4-51 entity that will manage the project.

4-52 (e) In prioritizing projects under Subsection (a)(2), the
 4-53 board may consider:

4-54 (1) scientific research on the effects of brush
 4-55 removal on water supply; and

4-56 (2) any other criteria that the board considers
 4-57 relevant to assure that the water supply enhancement [~~brush~~
 4-58 ~~control~~] program can be most effectively, efficiently, and
 4-59 economically implemented.

4-60 [~~(b) In ranking areas, the board shall give priority to~~
 4-61 ~~areas with the most critical water conservation needs and in which~~
 4-62 ~~brush control and revegetation projects will be most likely to~~
 4-63 ~~produce substantial water conservation.]~~

4-64 SECTION 15. Section 203.056(a), Agriculture Code, is
 4-65 amended to read as follows:

4-66 (a) Before January 31 of each year, the board shall submit
 4-67 to the governor, the speaker of the house, and the lieutenant
 4-68 governor a report of the activities of the water supply enhancement
 4-69 [~~brush control~~] program during the immediately preceding calendar

5-1 year, including a comprehensive analysis of the program's
 5-2 effectiveness and a report on program participant compliance with
 5-3 plans created under Section 203.162.

5-4 SECTION 16. Subchapter C, Chapter 203, Agriculture Code, is
 5-5 amended by adding Section 203.057 to read as follows:

5-6 Sec. 203.057. FEASIBILITY STUDIES. (a) The board shall
 5-7 establish a process for providing to persons submitting project
 5-8 proposals assistance in locating a person with expertise in
 5-9 hydrology, water resources, or another technical area pertinent to
 5-10 the evaluation of water supply to conduct a feasibility study for a
 5-11 project using a water yield model as described by Section
 5-12 203.053(b).

5-13 (b) The board may:

5-14 (1) dedicate a portion of the money appropriated to
 5-15 the board that it considers appropriate to fund part or all of a
 5-16 feasibility study under this section; and

5-17 (2) establish procedures to distribute the money under
 5-18 Subdivision (1).

5-19 (c) To receive funding for a feasibility study under
 5-20 Subsection (b), a person must submit to the board an application for
 5-21 funding that includes a statement of the project's anticipated
 5-22 impact on water resources.

5-23 SECTION 17. Section 203.101, Agriculture Code, is amended
 5-24 to read as follows:

5-25 Sec. 203.101. GENERAL AUTHORITY. Each district may
 5-26 administer the aspects of the water supply enhancement [~~brush~~
 5-27 ~~control~~] program within the jurisdiction of that district.

5-28 SECTION 18. Section 203.102, Agriculture Code, is amended
 5-29 to read as follows:

5-30 Sec. 203.102. PROVIDE INFORMATION RELATING TO PROGRAM. The
 5-31 board shall prepare and distribute information to each district
 5-32 relating generally to the water supply enhancement [~~brush control~~]
 5-33 program and concerning the procedures for preparing, filing, and
 5-34 obtaining approval of an application for cost sharing under
 5-35 Subchapter E [~~of this chapter~~].

5-36 SECTION 19. The heading to Section 203.104, Agriculture
 5-37 Code, is amended to read as follows:

5-38 Sec. 203.104. SUPERVISION OF COST-SHARING CONTRACTS
 5-39 [~~PROJECTS~~].

5-40 SECTION 20. Sections 203.104(a) and (c), Agriculture Code,
 5-41 are amended to read as follows:

5-42 (a) Each district on behalf of the board may inspect and
 5-43 supervise cost-sharing contracts [~~projects~~] within its
 5-44 jurisdiction in which state money is provided under Subchapter E
 5-45 [~~of this chapter~~].

5-46 (c) The board may direct a district to manage any problem
 5-47 that arises under a cost-sharing contract for water supply
 5-48 enhancement [~~brush control~~] in that district and to report to the
 5-49 board.

5-50 SECTION 21. The heading to Subchapter E, Chapter 203,
 5-51 Agriculture Code, is amended to read as follows:

5-52 SUBCHAPTER E. COST SHARING FOR WATER SUPPLY ENHANCEMENT [~~BRUSH~~
 5-53 ~~CONTROL~~]

5-54 SECTION 22. Section 203.151, Agriculture Code, is amended
 5-55 to read as follows:

5-56 Sec. 203.151. CREATION OF COST-SHARING PROGRAM. As part of
 5-57 the water supply enhancement [~~brush control~~] program, a
 5-58 cost-sharing program is created to be administered under this
 5-59 chapter and rules adopted by the board.

5-60 SECTION 23. Section 203.154, Agriculture Code, is amended
 5-61 to read as follows:

5-62 Sec. 203.154. LIMIT ON COST-SHARING PARTICIPATION. (a)
 5-63 Not more than 70 percent of the total cost of a single cost-sharing
 5-64 contract [~~brush control project~~] may be made available as the
 5-65 state's share in cost sharing.

5-66 (b) A person is not eligible to participate in [~~the state~~
 5-67 ~~brush control program~~] or to receive money from the state water
 5-68 supply enhancement [~~brush control~~] program if the person is
 5-69 simultaneously receiving any cost-share money for brush control on

6-1 the same acreage from a federal government program.

6-2 (c) The board may grant an exception to Subsection (b) if
6-3 the board finds that joint participation of the state water supply
6-4 enhancement [~~brush control~~] program and any federal brush control
6-5 program will:

6-6 (1) enhance the efficiency and effectiveness of the
6-7 water supply enhancement program [~~a project~~];

6-8 (2) lessen the state's financial commitment to the
6-9 person receiving money from the water supply enhancement program
6-10 through a cost-sharing contract [~~project~~]; and

6-11 (3) not exceed 80 percent of the total cost of the
6-12 cost-sharing contract [~~project~~].

6-13 (d) A political subdivision of this state is eligible for
6-14 cost sharing under the water supply enhancement [~~brush control~~]
6-15 program, provided that the state's share may not exceed 50 percent
6-16 of the total cost of a single cost-sharing contract [~~project~~].

6-17 (e) Notwithstanding any other provision of this section,
6-18 100 percent of the total cost of a single cost-sharing contract
6-19 [~~project~~] on public lands may be made available as the state's share
6-20 in cost sharing.

6-21 SECTION 24. Section 203.156, Agriculture Code, is amended
6-22 to read as follows:

6-23 Sec. 203.156. APPLICATION FOR COST SHARING. A person,
6-24 including a political subdivision of this state, that desires to
6-25 participate with the state in the water supply enhancement program
6-26 [~~a brush control project~~] and to obtain cost-sharing participation
6-27 by the state shall file an application for a cost-sharing contract
6-28 with the district board in the district in which the land on which
6-29 the contract [~~project~~] is to be performed [~~accomplished~~] is
6-30 located. The application must be in the form provided by board
6-31 rules.

6-32 SECTION 25. Section 203.157, Agriculture Code, is amended
6-33 to read as follows:

6-34 Sec. 203.157. CONSIDERATIONS IN PASSING ON APPLICATION. In
6-35 passing on an application for cost sharing, the board shall
6-36 consider:

6-37 (1) the location of the land that is subject to the
6-38 cost-sharing contract [~~project~~];

6-39 (2) the method of control the applicant will use [~~that~~
6-40 ~~is to be used by the project applicant~~];

6-41 (3) the plans for revegetation;

6-42 (4) the total cost of the contract [~~project~~];

6-43 (5) the amount of land to be included in the contract
6-44 [~~project~~];

6-45 (6) whether the applicant [~~for the project~~] is
6-46 financially able to provide the applicant's [~~his~~] share of the
6-47 money for the project;

6-48 (7) the cost-share percentage, if an applicant agrees
6-49 to a higher degree of financial commitment;

6-50 (8) any comments and recommendations submitted by a
6-51 local district, the department, the Texas Water Development Board,
6-52 or the Parks and Wildlife Department; and

6-53 (9) any other pertinent information considered
6-54 necessary by the board.

6-55 SECTION 26. Section 203.158, Agriculture Code, is amended
6-56 to read as follows:

6-57 Sec. 203.158. APPROVAL OF APPLICATION. The board may
6-58 approve an application for cost sharing if, after considering the
6-59 factors listed in Section 203.157 and any other relevant factors,
6-60 the board finds:

6-61 (1) the owner of the land fully agrees to cooperate in
6-62 the cost-sharing contract [~~project~~]; and

6-63 (2) the method of eradication is a method approved by
6-64 the board under Section 203.055 [~~, and~~

6-65 [~~(3) the project is a higher priority than other~~
6-66 ~~projects submitted in accordance with the board's plan~~].

6-67 SECTION 27. Sections 203.160(a), (d), and (e), Agriculture
6-68 Code, are amended to read as follows:

6-69 (a) On approval of an application for cost sharing by the

7-1 board, the board or the governing board of the designated district
7-2 shall negotiate cost-sharing contracts with the successful
7-3 applicants in the project territory [~~area~~].

7-4 (d) The board shall examine the contract and if the board
7-5 finds that the contract meets all the conditions of the board's
7-6 resolution, instructions, and rules, it shall approve the contract
7-7 and provide to the individual on faithful performance of the terms
7-8 of the contract [~~completion of the project~~] the money that
7-9 constitutes the state's share of the project.

7-10 (e) The board may develop guidelines to allow partial
7-11 payment of the state's share of a cost-sharing contract [~~brush~~
7-12 ~~control project~~] as certain portions or percentages of contracted
7-13 work are completed, but state money may not be provided in advance
7-14 for work remaining to be done.

7-15 SECTION 28. Subchapter E, Chapter 203, Agriculture Code, is
7-16 amended by adding Section 203.162 to read as follows:

7-17 Sec. 203.162. WATER SUPPLY ENHANCEMENT PLANS. (a) The
7-18 board shall consult with each successful applicant for a
7-19 cost-sharing contract to create a 10-year plan for the land that is
7-20 subject to the contract to enhance the water supply in the area.

7-21 (b) A plan created under this section must include:
7-22 (1) provisions for brush control or other water supply
7-23 enhancement activities;

7-24 (2) a provision for follow-up brush control;

7-25 (3) a provision requiring the landowner to limit the
7-26 average brush coverage on the land that is subject to the contract
7-27 to not more than five percent throughout the course of the 10-year
7-28 plan; and

7-29 (4) periodic dates throughout the course of the
7-30 10-year plan on which the board will inspect the status of brush
7-31 control on the land that is subject to the contract.

7-32 (c) A plan created under this section may not condition
7-33 implementation of the provision for follow-up brush control on
7-34 receipt of additional funding for the follow-up brush control from
7-35 a state source other than the original cost-sharing contract.

7-36 SECTION 29. Section 776.006, Government Code, is amended by
7-37 adding Subsection (c) to read as follows:

7-38 (c) The State Soil and Water Conservation Board may accept
7-39 and administer conditional or other loans, grants, gifts, or other
7-40 funds from the state or federal government or other sources to carry
7-41 out its functions under this chapter.

7-42 SECTION 30. The following sections of the Agriculture Code
7-43 are repealed:

7-44 (1) Section 201.0152;

7-45 (2) Section 203.152;

7-46 (3) Section 203.153; and

7-47 (4) Section 203.159.

7-48 SECTION 31. Notwithstanding Section 201.025, Agriculture
7-49 Code, as amended by this Act, the Sunset Advisory Commission shall
7-50 conduct a special-purpose review of the State Soil and Water
7-51 Conservation Board as part of the Sunset Advisory Commission's
7-52 review of agencies for the 84th Legislature. The Sunset Advisory
7-53 Commission's report to the 84th Legislature regarding the
7-54 special-purpose review of the State Soil and Water Conservation
7-55 Board must be limited to evaluating the State Soil and Water
7-56 Conservation Board's implementation of the Sunset Advisory
7-57 Commission's recommendations to the 82nd Legislature regarding
7-58 flood control, the water quality management plan, and the water
7-59 supply enhancement program. The report may include any
7-60 recommendations the Sunset Advisory Commission considers
7-61 appropriate based on the special-purpose review.

7-62 SECTION 32. This Act takes effect September 1, 2011.