

By: Landtroop

H.B. No. 2358

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the repeal of the junior priority of a water right  
3 authorizing a transfer of water from one river basin in this state  
4 to another river basin in this state.

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

6 SECTION 1. Section 11.085(s), Water Code, is repealed.

7 SECTION 2. (a) This Act applies only to an application for  
8 a water right or an amendment to a permit, certified filing, or  
9 certificate of adjudication authorizing an interbasin transfer of  
10 water that is accepted for filing on or after the effective date of  
11 this Act.

12 (b) An application for a water right or an amendment to a  
13 permit, certified filing, or certificate of adjudication  
14 authorizing an interbasin transfer of water that is accepted for  
15 filing before the effective date of this Act is governed by the law  
16 in effect at the time the application is accepted for filing, and  
17 the former law is continued in effect for that purpose.

18 SECTION 3. This Act takes effect immediately if it receives  
19 a vote of two-thirds of all the members elected to each house, as  
20 provided by Section 39, Article III, Texas Constitution. If this  
21 Act does not receive the vote necessary for immediate effect, this  
22 Act takes effect September 1, 2011.