

By: Christian

H.B. No. 2364

A BILL TO BE ENTITLED

1 AN ACT
2 relating to notification of local groundwater conservation
3 districts by the Texas Commission on Environmental Quality when
4 groundwater contamination is found.

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

6 SECTION 1. Section 5.236(a), Water Code, is amended to read
7 as follows:

8 (a) If the executive director acquires information that
9 confirms that a potential public health hazard exists because
10 usable groundwater has been or is being contaminated, the executive
11 director, not later than the 30th day after the date on which the
12 executive director acquires the information confirming
13 contamination, shall give written notice of the contamination to
14 the following persons:

15 (1) the county judge and the county health officer, if
16 any, in each county in which the contamination has occurred or is
17 occurring;

18 (2) each groundwater district with authority under
19 Chapter 36 or other law to regulate water wells located in the area
20 affected by the groundwater that has been or is being contaminated;

21 (3) any person under the commission's jurisdiction who
22 is suspected of contributing to the contamination; and

23 (4) [~~3~~] any other state agency with jurisdiction
24 over any person who is suspected of contributing to the

1 contamination.

2 SECTION 2. This Act takes effect immediately if it receives
3 a vote of two-thirds of all the members elected to each house, as
4 provided by Section 39, Article III, Texas Constitution. If this
5 Act does not receive the vote necessary for immediate effect, this
6 Act takes effect September 1, 2011.