

By: Nichols, Gallegos, Patrick

S.B. No. 635

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the authority of the executive director of the Texas
3 Commission on Environmental Quality in relation to establishing
4 water and sewer utility rates.

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

6 SECTION 1. Subsection (h), Section 13.043, Water Code, is
7 amended to read as follows:

8 (h) The commission or executive director may~~[, on a motion~~
9 ~~by the executive director or by the appellant under Subsection (a),~~
10 ~~(b), or (f) of this section,~~] establish interim rates to be in
11 effect until a final decision is made in an appeal filed under
12 Subsection (a), (b), or (f).

13 SECTION 2. Subsections (b) and (l), Section 13.187, Water
14 Code, are amended to read as follows:

15 (b) A copy of the statement of intent shall be mailed or
16 delivered to the appropriate offices of each affected municipality,
17 to the executive director, and to any ~~[other]~~ affected persons as
18 required by the regulatory authority's rules.

19 (l) At any time during the pendency of the rate proceeding
20 the regulatory authority or, if the regulatory authority is the
21 commission, the executive director may fix interim rates to remain
22 in effect until a final determination is made on the proposed rate.

23 SECTION 3. This Act takes effect September 1, 2011.