

By: Hunter

H.B. No. 2764

A BILL TO BE ENTITLED

AN ACT

relating to the exemption of the Corpus Christi Aquifer Storage and Recovery Conservation District from certain provisions concerning the desired future conditions of an aquifer.

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

SECTION 1. Section 8811.005, Special District Local Laws Code, is amended to read as follows:

Sec. 8811.005. APPLICABILITY OF OTHER LAW. (a) Except as otherwise provided by this chapter, Chapter 36, Water Code, applies to the district.

(b) The following provisions of Chapter 36, Water Code, do not apply to the district:

(1) Sections 36.063(b) and (c);

(2) Sections 36.1071(a)(8) and (e)(3)(A);

(3) Sections 36.108(c)(4), (d), (d-1), (d-2), (d-3), and (d-4);

(4) Section 36.1083;

(5) Section 36.1084;

(6) Section 36.1085; and

(7) Section 36.1132.

(c) An affected person may not file a petition with the Texas Commission on Environmental Quality under Section 36.1082, Water Code, requesting an inquiry in connection with the district for a reason provided by Subsection (b)(4), (5), (6), or (7) of that

1 section.

2 (d) The Texas Commission on Environmental Quality may not
3 take action against the district under Section 36.3011, Water Code,
4 based on a finding under Subdivision (4), (5), (6), or (7) of that
5 section.

6 SECTION 2. The change in law made by this Act applies only
7 to a petition filed under Section 36.1082 or 36.1083, Water Code, on
8 or after the effective date of this Act. A petition filed before
9 the effective date of this Act is governed by the law in effect when
10 the petition was filed, and that law is continued in effect for that
11 purpose.

12 SECTION 3. (a) The legal notice of the intention to
13 introduce this Act, setting forth the general substance of this
14 Act, has been published as provided by law, and the notice and a
15 copy of this Act have been furnished to all persons, agencies,
16 officials, or entities to which they are required to be furnished
17 under Section 59, Article XVI, Texas Constitution, and Chapter 313,
18 Government Code.

19 (b) The governor, one of the required recipients, has
20 submitted the notice and Act to the Texas Commission on
21 Environmental Quality.

22 (c) The Texas Commission on Environmental Quality has filed
23 its recommendations relating to this Act with the governor, the
24 lieutenant governor, and the speaker of the house of
25 representatives within the required time.

26 (d) All requirements of the constitution and laws of this
27 state and the rules and procedures of the legislature with respect

1 to the notice, introduction, and passage of this Act are fulfilled
2 and accomplished.

3 SECTION 4. This Act takes effect immediately if it receives
4 a vote of two-thirds of all the members elected to each house, as
5 provided by Section 39, Article III, Texas Constitution. If this
6 Act does not receive the vote necessary for immediate effect, this
7 Act takes effect September 1, 2013.