

AN ACT

relating to the Red River Boundary Compact and the creation of the Red River Boundary Commission.

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

SECTION 1. The heading to Chapter 12, Natural Resources Code, is amended to read as follows:

CHAPTER 12. RED RIVER BOUNDARY COMPACT; RED RIVER BOUNDARY COMMISSION

SECTION 2. Chapter 12, Natural Resources Code, is amended by designating Sections 12.001 through 12.005 as Subchapter A and adding a heading to that subchapter to read as follows:

SUBCHAPTER A. RED RIVER BOUNDARY COMPACT

SECTION 3. Section 12.003, Natural Resources Code, is amended by adding Subsection (c) to read as follows:

(c) Notwithstanding any other provision of this subchapter, if the boundary in the Texoma area, as described by Article II(b)(1), Red River Boundary Compact, Section 12.002, is not marked in accordance with Article II of the compact, the Red River Boundary Commission shall confer and act jointly with representatives appointed on behalf of the State of Oklahoma to redraw the boundary in the Texoma area in accordance with the provisions of this chapter.

SECTION 4. Chapter 12, Natural Resources Code, is amended by adding Subchapter B to read as follows:

1 SUBCHAPTER B. RED RIVER BOUNDARY COMMISSION

2 Sec. 12.051. DEFINITIONS. In this subchapter:

3 (1) "Commission" means the Red River Boundary
4 Commission.

5 (2) "Texoma area" means the area defined by the Texoma
6 Area Boundary Agreement.

7 Sec. 12.052. CREATION OF COMMISSION. The Red River
8 Boundary Commission is established to oversee the redrawing of the
9 boundary between this state and the State of Oklahoma in the Texoma
10 area.

11 Sec. 12.053. MEMBERSHIP. (a) The commission is composed of
12 five members appointed by the governor to represent:

13 (1) private property owners;

14 (2) local governments;

15 (3) state elected officials; and

16 (4) the general public.

17 (b) The governor shall designate one member as the presiding
18 officer of the commission.

19 Sec. 12.054. COMPENSATION. A commission member is not
20 entitled to receive compensation for service on the commission but
21 may receive reimbursement for travel expenses incurred while
22 conducting commission business.

23 Sec. 12.055. STAFF SUPPORT. The General Land Office, the
24 office of the attorney general, and the Texas Commission on
25 Environmental Quality shall provide necessary staff support to the
26 commission.

27 Sec. 12.056. POWERS AND DUTIES. The commission shall

1 confer and act jointly with representatives appointed on behalf of
2 the State of Oklahoma to:

3 (1) evaluate the methods, surveys, historical maps,
4 and other information used to establish the boundary line between
5 this state and the State of Oklahoma in the Texoma area;

6 (2) determine the location of the south bank of the Red
7 River as the bank was located and marked by the United States Army
8 Corps of Engineers before the beginning of construction of Lake
9 Texoma, in accordance with Article II(c), Red River Boundary
10 Compact, Section 12.002;

11 (3) redraw the boundary line between this state and
12 the State of Oklahoma in the Texoma area in order to negate any
13 effects the boundary as it is currently drawn has on property
14 interests in the Texoma area, in accordance with:

15 (A) the Lake Texoma preconstruction survey of the
16 south bank of the Red River prepared by the United States Army Corps
17 of Engineers; or

18 (B) other historical records or documentation of
19 the United States Army Corps of Engineers identifying the location
20 of the south bank of the Red River, if the survey described by
21 Subdivision (3)(A) is unavailable;

22 (4) hold hearings and conferences in this state and in
23 the State of Oklahoma as necessary to accomplish the purposes of
24 this section; and

25 (5) take other action, alone or in cooperation with
26 the State of Oklahoma or the United States, necessary to accomplish
27 the purposes of this section.

1 Sec. 12.057. REPORTS. (a) Not later than January 15, 2015,
2 the commission shall report to the governor, lieutenant governor,
3 speaker of the house of representatives, and appropriate committees
4 of the legislature the commission's findings and recommendations
5 concerning joint action by this state and the State of Oklahoma
6 regarding amendment of the Texoma Area Boundary Agreement to
7 incorporate the boundary between this state and the State of
8 Oklahoma in the Texoma area as redrawn.

9 (b) Not later than July 30, 2015, the commission shall issue
10 a final report to the governor, lieutenant governor, speaker of the
11 house of representatives, and appropriate committees of the
12 legislature.

13 Sec. 12.058. EXPIRATION OF SUBCHAPTER. This subchapter
14 expires December 31, 2015.

15 SECTION 5. (a) As soon as practicable after the effective
16 date of this Act, but not later than December 1, 2013, the governor
17 shall appoint the members of the Red River Boundary Commission as
18 established by Subchapter B, Chapter 12, Natural Resources Code, as
19 added by this Act.

20 (b) As soon as practicable after the members of the Red
21 River Boundary Commission are appointed, but not later than January
22 30, 2014, the members shall conduct the first meeting of the Red
23 River Boundary Commission.

24 SECTION 6. This Act takes effect immediately if it receives
25 a vote of two-thirds of all the members elected to each house, as
26 provided by Section 39, Article III, Texas Constitution. If this
27 Act does not receive the vote necessary for immediate effect, this

H.B. No. 3212

1 Act takes effect September 1, 2013.

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President of the Senate

Speaker of the House

I certify that H.B. No. 3212 was passed by the House on May 2, 2013, by the following vote: Yeas 144, Nays 3, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 3212 was passed by the Senate on May 20, 2013, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor