

By: Estes
(Frank)

S.B. No. 281

Substitute the following for S.B. No. 281:

By: Miller of Comal

C.S.S.B. No. 281

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the administration and powers of the Red River
3 Authority of Texas.

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

5 SECTION 1. Chapter 279, Acts of the 56th Legislature,
6 Regular Session, 1959, is amended by adding Section 7a to read as
7 follows:

8 Sec. 7a. The Authority's Board of Directors or a Board
9 committee may hold a meeting by telephone conference call, by video
10 conference call, or through communications over the Internet, in
11 accordance with procedures provided by Subchapter F, Chapter 551,
12 Government Code, if holding the meeting in that way is determined to
13 be necessary or convenient by the Board president or any three Board
14 members.

15 SECTION 2. Section 19, Chapter 279, Acts of the 56th
16 Legislature, Regular Session, 1959, is amended to read as follows:

17 Sec. 19. Said Authority shall have and may exercise such
18 functions, powers, authority, rights and duties as may permit the
19 accomplishment of the purposes for which it is created, including
20 investigating and planning, acquiring, constructing, maintaining
21 and operating of all necessary properties, lands, rights,
22 tenements, easements, improvements, reservoirs, dams, canals,
23 laterals, plants, works and facilities which it may deem necessary
24 or proper for the accomplishment of said purposes, including the

1 acquisition within and/or without said Authority of lands,
2 rights-of-way, surface water rights, groundwater rights, if
3 purchased, as provided by Section 19a, and all other properties,
4 tenements, easements and all other rights incident, helpful to, or
5 in aid of carrying out the purposes of said Authority as herein
6 defined; provided, however, that said Authority shall not engage in
7 the generation or distribution of electric power except as provided
8 by Section 14b of this Act. The right of eminent domain shall not be
9 exercised or extend beyond the boundaries of this District.

10 SECTION 3. Chapter 279, Acts of the 56th Legislature,
11 Regular Session, 1959, is amended by adding Section 19a to read as
12 follows:

13 Sec. 19a. The Authority may purchase groundwater rights in
14 a county in the Authority's territory only if the commissioners
15 court of the county approves the purchase of groundwater rights by
16 the Authority in the county.

17 SECTION 4. Section 25, Chapter 279, Acts of the 56th
18 Legislature, Regular Session, 1959, is amended to read as follows:

19 Sec. 25. Nothing in this Act shall be construed as
20 authorizing the Authority to acquire or ~~regulate~~ ~~[or control in~~
21 ~~any way]~~ underground water or underground water rights by
22 condemnation or ~~[purchase or otherwise or to develop,~~ regulate ~~[or~~
23 ~~control]~~ the use of underground water resources in any manner ~~[~~
24 ~~This Act is intended to govern and shall be construed to govern and~~
25 ~~apply to surface water only].~~

26 SECTION 5. This Act takes effect September 1, 2013.