

By: Rodriguez

S.B. No. 1500

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the criteria to be used by the Texas Water Development
3 Board in prioritizing applications for funds for the implementation
4 of water supply projects.

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

6 SECTION 1. Sections 15.9751 and 16.1311, Water Code, are
7 amended to read as follows:

8 Sec. 15.9751. PRIORITY FOR CERTAIN APPLICATIONS [~~WATER~~
9 ~~CONSERVATION~~]. The board shall give priority to applications for
10 funds for the implementation of water supply projects in the state
11 water plan that meet one or more of the following criteria:

12 (1) the applicant is an entity [~~by entities~~] that:

13 (A) has [~~(1) have~~] already demonstrated
14 significant water conservation savings; or

15 (B) [(2)] will achieve significant water
16 conservation savings by implementing the proposed project for which
17 the financial assistance is sought;

18 (2) state funding is needed for the project;

19 (3) the project is designed to address a water supply
20 need that has already arisen or will arise in the short term;

21 (4) improved efficiency in the use of water will not
22 achieve the same results as the project;

23 (5) the project is cost-effective;

24 (6) the applicant has ensured that the water supplied

1 by the project will be used efficiently;

2 (7) the effect of the project on the environment will
3 be minimal;

4 (8) the project will not impair existing supplies of
5 surface water or groundwater; or

6 (9) the project will not impair springflows or
7 instream flows.

8 Sec. 16.1311. PRIORITY FOR CERTAIN APPLICATIONS [~~WATER~~
9 ~~CONSERVATION~~]. The board shall give priority to applications for
10 funds for implementation of water supply projects in the state
11 water plan that meet one or more of the following criteria:

12 (1) the applicant is an entity [~~by entities~~] that:

13 (A) has [~~(1) have~~] already demonstrated
14 significant water conservation savings; or

15 (B) [(2)] will achieve significant water
16 conservation savings by implementing the proposed project for which
17 the financial assistance is sought;

18 (2) state funding is needed for the project;

19 (3) the project is designed to address a water supply
20 need that has already arisen or will arise in the short term;

21 (4) improved efficiency in the use of water will not
22 achieve the same results as the project;

23 (5) the project is cost-effective;

24 (6) the applicant has ensured that the water supplied
25 by the project will be used efficiently;

26 (7) the effect of the project on the environment will
27 be minimal;

1 (8) the project will not impair existing supplies of
2 surface water or groundwater; or

3 (9) the project will not impair springflows or
4 instream flows.

5 SECTION 2. Section 17.125(b-2), Water Code, is amended to
6 read as follows:

7 (b-2) The board shall give priority to applications for
8 funds for implementation of water supply projects in the state
9 water plan that meet one or more of the following criteria:

10 (1) the applicant is an entity [~~by entities~~] that:

11 (A) has [~~(1) have~~] already demonstrated
12 significant water conservation savings; or

13 (B) [(2)] will achieve significant water
14 conservation savings by implementing the proposed project for which
15 the financial assistance is sought;

16 (2) state funding is needed for the project;

17 (3) the project is designed to address a water supply
18 need that has already arisen or will arise in the short term;

19 (4) improved efficiency in the use of water will not
20 achieve the same results as the project;

21 (5) the project is cost-effective;

22 (6) the applicant has ensured that the water supplied
23 by the project will be used efficiently;

24 (7) the effect of the project on the environment will
25 be minimal;

26 (8) the project will not impair existing supplies of
27 surface water or groundwater; or

1 (9) the project will not impair springflows or
2 instream flows.

3 SECTION 3. This Act applies only to an application for
4 financial assistance filed with the Texas Water Development Board
5 on or after the effective date of this Act. An application for
6 financial assistance filed before the effective date of this Act is
7 governed by the law in effect on the date the application was filed,
8 and the former law is continued in effect for that purpose.

9 SECTION 4. This Act takes effect September 1, 2013.