

AN ACT

relating to the applicability of certain provisions concerning
invasive species.

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

SECTION 1. Section 66.007, Parks and Wildlife Code, is
amended by adding Subsection (n) to read as follows:

(n) A water transfer described by this subsection is not a
violation of this section. The department may not require a permit
under this section for a water transfer described by this
subsection. This subsection applies to a water transfer that meets
the following criteria:

(1) the transfer is through a water supply system,
including a related water conveyance, storage, or distribution
facility;

(2) the transfer is undertaken by a utility owned by a
political subdivision, including a water district or municipality;
and

(3) the transfer is described by one or more of the
following:

(A) a transfer from a water body in which there is
no known exotic harmful or potentially harmful fish or shellfish
population;

(B) a transfer of water into a water body in which
there is a known exotic harmful or potentially harmful fish or

1 shellfish population;

2 (C) a transfer of water directly to a water
3 treatment facility;

4 (D) a transfer of water that has been treated
5 prior to the transfer into a water body; or

6 (E) a transfer of water from a reservoir or
7 through a dam to address flood control or to meet water supply
8 requirements or environmental flow purposes, provided that a person
9 making a transfer of water described by this paragraph from a body
10 of water in which there is a known exotic harmful or potentially
11 harmful fish or shellfish population notifies the department
12 annually in writing before the proposed transfer occurs.

13 SECTION 2. Section 66.0072, Parks and Wildlife Code, is
14 amended by adding Subsection (g) to read as follows:

15 (g) A water transfer described by this subsection is not a
16 violation of this section. The department may not require a permit
17 under this section for a water transfer described by this
18 subsection. This subsection applies to a water transfer that meets
19 the following criteria:

20 (1) the transfer is through a water supply system,
21 including a related water conveyance, storage, or distribution
22 facility;

23 (2) the transfer is undertaken by a utility owned by a
24 political subdivision, including a water district or municipality;
25 and

26 (3) the transfer is described by one or more of the
27 following:

1 (A) a transfer from a water body in which there is
2 no known exotic harmful or potentially harmful aquatic plant
3 population;

4 (B) a transfer of water into a water body in which
5 there is a known exotic harmful or potentially harmful aquatic
6 plant population;

7 (C) a transfer of water directly to a water
8 treatment facility;

9 (D) a transfer of water that has been treated
10 prior to the transfer into a water body; or

11 (E) a transfer of water from a reservoir or
12 through a dam to address flood control or to meet water supply
13 requirements or environmental flow purposes, provided that a person
14 making a transfer of water described by this paragraph from a body
15 of water in which there is a known exotic harmful or potentially
16 harmful aquatic plant population notifies the department annually
17 in writing before the proposed transfer occurs.

18 SECTION 3. This Act takes effect immediately if it receives
19 a vote of two-thirds of all the members elected to each house, as
20 provided by Section 39, Article III, Texas Constitution. If this
21 Act does not receive the vote necessary for immediate effect, this
22 Act takes effect September 1, 2015.

H.B. No. 1919

President of the Senate

Speaker of the House

I certify that H.B. No. 1919 was passed by the House on May 5, 2015, by the following vote: Yeas 145, Nays 0, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 1919 on May 22, 2015, by the following vote: Yeas 128, Nays 3, 2 present, not voting, and that the House adopted H.C.R. No. 138 authorizing certain corrections in H.B. No. 1919 on May 28, 2015, by the following vote: Yeas 141, Nays 0, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 1919 was passed by the Senate, with amendments, on May 20, 2015, by the following vote: Yeas 30, Nays 0, and that the Senate adopted H.C.R. No. 138 authorizing certain corrections in H.B. No. 1919 on May 31, 2015, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor