

By: Perry

S.B. No. 394

A BILL TO BE ENTITLED

AN ACT

relating to the use of supplemental environmental projects by a local government to come into compliance with environmental laws or remediate environmental harm caused by the local government.

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

SECTION 1. Section 7.067(a-1), Water Code, is amended to read as follows:

(a-1) For a respondent that is a local government, the ~~[The]~~ commission:

(1) may approve a supplemental environmental project that is necessary to bring the [a] respondent into compliance with environmental laws or that is necessary to remediate environmental harm caused by the local government's [respondent's] alleged violation; and

(2) shall approve a supplemental environmental project described by Subdivision (1) if the local government has not previously committed the same violation [if the respondent is a local government].

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2015.