

1-1 By: Larson (Senate Sponsor - Perry) H.B. No. 2378
 1-2 (In the Senate - Received from the House May 1, 2017;
 1-3 May 10, 2017, read first time and referred to Committee on
 1-4 Agriculture, Water & Rural Affairs; May 16, 2017, reported
 1-5 favorably by the following vote: Yeas 7, Nays 0; May 16, 2017, sent
 1-6 to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			

1-16 A BILL TO BE ENTITLED
 1-17 AN ACT

1-18 relating to extensions of an expired permit for the transfer of
 1-19 groundwater from a groundwater conservation district.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Section 36.122, Water Code, is amended by adding
 1-22 Subsections (j-1) and (j-2) and amending Subsection (k) to read as
 1-23 follows:

1-24 (j-1) A term under Subsection (i) or (j) shall automatically
 1-25 be extended on or before its expiration:

1-26 (1) to a term that is not shorter than the term of an
 1-27 operating permit for the production of water to be transferred that
 1-28 is in effect at the time of the extension; and

1-29 (2) for each additional term for which that operating
 1-30 permit for production is renewed under Section 36.1145 or remains
 1-31 in effect under Section 36.1146.

1-32 (j-2) A permit automatically extended under Subsection
 1-33 (j-1) continues to be subject to conditions contained in the permit
 1-34 as issued before the automatic extension.

1-35 (k) Notwithstanding the period specified under Subsection
 1-36 [in Subsections] (i), [and] (j), or (j-1) during which water may be
 1-37 transferred under a permit, a district may periodically review the
 1-38 amount of water that may be transferred under the permit and may
 1-39 limit the amount if additional factors considered in Subsection (f)
 1-40 warrant the limitation, subject to Subsection (c). The review
 1-41 described by this subsection may take place not more frequently
 1-42 than the period provided for the review or renewal of regular
 1-43 permits issued by the district. In its determination of whether to
 1-44 renew a permit issued under this section, the district shall
 1-45 consider relevant and current data for the conservation of
 1-46 groundwater resources and shall consider the permit in the same
 1-47 manner it would consider any other permit in the district.

1-48 SECTION 2. The changes in law made by this Act apply only to
 1-49 the term of a permit issued under Sections 36.122(i) and (j), Water
 1-50 Code, that expires after September 1, 2017.

1-51 SECTION 3. This Act takes effect September 1, 2017.

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