

Jon Niermann, *Chairman*  
Emily Lindley, *Commissioner*  
Toby Baker, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

April 4, 2019

The Honorable Dan Patrick  
Lieutenant Governor of Texas  
Capitol Station  
PO Box 12068  
Austin, Texas 78711

Re: Responsibility of the Texas Commission on Environmental Quality (TCEQ) Pursuant to Article XVI, Section 59(d), Texas Constitution.

Senate Bill (SB) 1392, as Filed by Senator José Rodríguez-relating to the territory of the Culberson County Groundwater Conservation District.

Dear Governor Patrick:

The following comments are provided pursuant to the Constitutional requirements referenced above. Under those requirements, the TCEQ must submit, to the Governor, Lieutenant Governor and Speaker of the House of Representatives, the TCEQ's recommendations on specific legislation affecting water districts. We recommend that these comments be considered in the evaluation of the proposed legislation.

The bill amends existing Chapter §8816, Special District Local Laws Code, for the Culberson County Groundwater Conservation District (GCD). The bill amends Section §8816.004 to provide for expanding the GCD boundaries to be coextensive with the boundaries of Culberson County.

Sincerely,

  
Kim Nygren, Director  
Water Availability Division

cc: The Honorable Charles Perry, Chairman, Senate Committee on Water and Rural Affairs  
Senator José Rodríguez, Texas Senate

LETTER OF TRANSMITTAL  
TEXAS SENATE  
STATE OF TEXAS

SB 1392

Bill Number

TO: The Honorable Governor of Texas  
SUBJECT: A Bill Relating to a Conservation and Reclamation District

This is to transmit to you and the Texas Commission on Environmental Quality copies of a bill relating to a conservation and reclamation district and copies of the notice of intention to introduce the bill. One copy is for your files and one for you to forward to the Texas Commission on Environmental Quality, under Section 59(d), Article XVI, Constitution of the State of Texas.

3/5/2019

Date transmitted to  
Governor's Office



Secretary of the Senate

TO: Texas Commission on Environmental Quality  
SUBJECT: A Bill Relating to a Conservation and Reclamation District

This is to forward to you a copy of a bill relating to conservation and reclamation district and a copy of the notice of intention to introduce the bill.

March 6, 2019

Date transmitted to  
Texas Commission on Environmental Quality



Governor

TO: The Honorable President of the Senate  
The Honorable Speaker of the House of Representatives  
The Honorable Governor of Texas  
SUBJECT: A Bill Relating to a Conservation and Reclamation District

Attached are recommendations of the Texas Commission on Environmental Quality in compliance with Section 59(d), Article XVI, Constitution of the State of Texas.



Texas Commission on Environmental Quality

By: Rodríguez

S.B. No. 1392

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the territory of the Culberson County Groundwater  
3 Conservation District.

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

5 SECTION 1. Section 8816.004, Special District Local Laws  
6 Code, is amended to read as follows:

7 Sec. 8816.004. DISTRICT TERRITORY. The district's  
8 boundaries are coextensive with the boundary of Culberson County,  
9 unless the district's territory has [~~district is composed of the~~  
10 ~~territory described by Section 3, Chapter 1075, Acts of the 75th~~  
11 ~~Legislature, Regular Session, 1997, as that territory may have]~~  
12 been modified under:

- 13 (1) Subchapter J, Chapter 36, Water Code; or  
14 (2) other law.

15 SECTION 2. (a) The legal notice of the intention to  
16 introduce this Act, setting forth the general substance of this  
17 Act, has been published as provided by law, and the notice and a  
18 copy of this Act have been furnished to all persons, agencies,  
19 officials, or entities to which they are required to be furnished  
20 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
21 Government Code.

22 (b) The governor, one of the required recipients, has  
23 submitted the notice and Act to the Texas Commission on  
24 Environmental Quality.

S.B. No. 1392

1           (c) The Texas Commission on Environmental Quality has filed  
2 its recommendations relating to this Act with the governor, the  
3 lieutenant governor, and the speaker of the house of  
4 representatives within the required time.

5           (d) All requirements of the constitution and laws of this  
6 state and the rules and procedures of the legislature with respect  
7 to the notice, introduction, and passage of this Act are fulfilled  
8 and accomplished.

9           SECTION 3. This Act takes effect September 1, 2019.

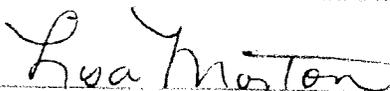
**AFFIDAVIT OF PUBLICATION**

STATE OF TEXAS  
COUNTY OF CULBERSON

Before me, the undersigned authority, on this day personally appeared, Gilda Morales,  
**EDITOR of THE VAN HORN ADVOCATE**, a newspaper having  
general circulation in Culberson County, Texas, who being duly sworn, deposes and says that the  
foregoing attached notice was published in said newspaper on the following  
date(s) to wit: (January 17, 2019), Culberson County Groundwater Conservation District.

  
Signature

SUBSCRIBED AND SWORN TO BEFORE ME THIS, THE 17th DAY of January  
2019, TO CERTIFY WHICH I WITNESS MY HAND AND SEAL OF OFFICE.

  
Notary Public in and for

Culberson County, Texas



