

By: Ashby

H.B. No. 1066

A BILL TO BE ENTITLED

AN ACT

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

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

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

(j-1) A district shall extend a term under Subsection (i)(2) or (j) on or before its expiration in the manner prescribed by Section 36.1145:

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

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

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

(k) Notwithstanding the period specified under Subsection ~~[in Subsections]~~ (i), ~~[and]~~ (j), or (j-1) during which water may be transferred under a permit, a district may periodically review the amount of water that may be transferred under the permit and may limit the amount if additional factors considered in Subsection (f)

1 warrant the limitation, subject to Subsection (c). The review
2 described by this subsection may take place not more frequently
3 than the period provided for the review or renewal of regular
4 permits issued by the district. In its determination of whether to
5 renew a permit issued under this section, the district shall
6 consider relevant and current data for the conservation of
7 groundwater resources and shall consider the permit in the same
8 manner it would consider any other permit in the district.

9 SECTION 2. The changes in law made by this Act apply only to
10 the term of a permit issued under Sections [36.122\(i\)](#) and (j), Water
11 Code, that expires after September 1, 2019.

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