

AN ACT

relating to withdrawals of water from the Edwards Aquifer to supply a military installation.

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

SECTION 1. The heading to Section 1.33, Chapter 626, Acts of the 73rd Legislature, Regular Session, 1993, is amended to read as follows:

Sec. 1.33. WELL METERING AND PERMITTING EXEMPTIONS [~~EXEMPTION~~].

SECTION 2. Section 1.33, Chapter 626, Acts of the 73rd Legislature, Regular Session, 1993, is amended by adding Subsections (e), (f), and (g) to read as follows:

(e) In addition to permitted withdrawals from the aquifer, a municipally owned utility owned by the City of San Antonio, without a permit, may withdraw groundwater from the aquifer if:

(1) the utility uses the groundwater to supply a military installation with water for human consumption, irrigation, operations, mission support, or infrastructure maintenance;

(2) the utility and the military installation enter into a contract requiring the installation to reduce its groundwater withdrawals from the aquifer by the same amount of withdrawn water the installation receives from the utility; and

(3) the utility complies with rules adopted by the

1 authority that allow the authority to monitor groundwater
2 withdrawals from the aquifer by the utility and determine amounts
3 of groundwater exempted from permitting in accordance with this
4 subsection, including rules requiring the reporting of amounts
5 supplied by the utility to the military installation and amounts by
6 which the military installation reduces the installation's
7 groundwater withdrawals from the aquifer.

8 (f) Subsection (e) of this section does not alter the
9 obligations of a military installation under a biological opinion
10 issued by a federal agency.

11 (g) The amount of water provided by a municipally owned
12 utility to a military installation under Subsection (e) of this
13 section may not exceed the maximum amount of water that the military
14 installation is authorized to withdraw from the aquifer under a
15 biological opinion issued by a federal agency.

16 SECTION 3. This Act takes effect September 1, 2021.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 1441 passed the Senate on April 19, 2021, by the following vote: Yeas 31, Nays 0; and that the Senate concurred in House amendment on May 27, 2021, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 1441 passed the House, with amendment, on May 18, 2021, by the following vote: Yeas 136, Nays 1, two present not voting.

Chief Clerk of the House

Approved:

Date

Governor