

1-1 By: Blanco S.B. No. 1268
1-2 (In the Senate - Filed February 13, 2025;
1-3 February 28, 2025, read first time and referred to Committee on
1-4 Water, Agriculture and Rural Affairs; March 17, 2025, reported
1-5 favorably by the following vote: Yeas 6, Nays 0; March 17, 2025,
1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
Perry	X			
Hancock		X		
Birdwell	X			
Blanco		X		
Gutierrez		X		
Hinojosa of Nueces	X			
Johnson	X			
Kolkhorst	X			
Sparks	X			

1-18 A BILL TO BE ENTITLED
1-19 AN ACT

1-20 relating to the review and updating by the Texas Water Development
1-21 Board of guidance principles and rules related to certain plans
1-22 adopted or approved by the board.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 16.051, Water Code, is amended by
1-25 amending Subsection (d) and adding Subsection (d-1) to read as
1-26 follows:

1-27 (d) The board, in coordination with the commission, the
1-28 Department of Agriculture, and the Parks and Wildlife Department,
1-29 shall adopt by rule guidance principles for the state water plan
1-30 which reflect the public interest of the entire state. When
1-31 adopting guidance principles, due consideration shall be given to
1-32 the construction and improvement of surface water resources and the
1-33 application of principles that result in voluntary redistribution
1-34 of water resources. The board shall review and update the guidance
1-35 principles and any other rules related to the state water plan, with
1-36 input from the commission, the Department of Agriculture, and the
1-37 Parks and Wildlife Department, as necessary but at least every five
1-38 years to coincide with the five-year cycle for adoption of a new
1-39 water plan as described in Subsection (a).

1-40 (d-1) The requirement to review a rule not later than the
1-41 fourth anniversary of the date on which the rule takes effect and
1-42 every four years after that date under Section 2001.039(b),
1-43 Government Code, does not apply to a rule related to the state water
1-44 plan adopted under this section.

1-45 SECTION 2. Section 16.053, Water Code, is amended by adding
1-46 Subsections (f-1) and (f-2) to read as follows:

1-47 (f-1) The board shall review and update rules adopted under
1-48 this section as necessary but at least every five years to coincide
1-49 with the five-year cycle for adoption of a new water plan as
1-50 described in Section 16.051.

1-51 (f-2) The requirement to review a rule not later than the
1-52 fourth anniversary of the date on which the rule takes effect and
1-53 every four years after that date under Section 2001.039(b),
1-54 Government Code, does not apply to a rule adopted under this
1-55 section.

1-56 SECTION 3. Section 16.061, Water Code, is amended by
1-57 amending Subsection (c) and adding Subsection (c-1) to read as
1-58 follows:

1-59 (c) The board, in coordination with the commission, the
1-60 Department of Agriculture, the General Land Office, the Parks and
1-61 Wildlife Department, the Texas Division of Emergency Management,

2-1 and the State Soil and Water Conservation Board, shall adopt
2-2 guidance principles for the state flood plan that reflect the
2-3 public interest of the entire state. The board shall review and
2-4 revise the guidance principles and any other rules related to the
2-5 state flood plan, with input from the commission, the Department of
2-6 Agriculture, the General Land Office, the Parks and Wildlife
2-7 Department, the Texas Division of Emergency Management, and the
2-8 State Soil and Water Conservation Board, as necessary and at least
2-9 every fifth year to coincide with the five-year cycle for adoption
2-10 of a new state flood plan.

2-11 (c-1) The requirement to review a rule not later than the
2-12 fourth anniversary of the date on which the rule takes effect and
2-13 every four years after that date under Section 2001.039(b),
2-14 Government Code, does not apply to a rule adopted under this
2-15 section.

2-16 SECTION 4. Section 16.062, Water Code, is amended by adding
2-17 Subsections (m) and (n) to read as follows:

2-18 (m) The board shall review and update rules adopted under
2-19 this section as necessary but at least every five years to coincide
2-20 with the five-year cycle for adoption of a new flood plan as
2-21 described in Section 16.061.

2-22 (n) The requirement to review a rule not later than the
2-23 fourth anniversary of the date on which the rule takes effect and
2-24 every four years after that date under Section 2001.039(b),
2-25 Government Code, does not apply to a rule adopted under this
2-26 section.

2-27 SECTION 5. This Act takes effect September 1, 2025.

2-28 * * * * *