

BILL ANALYSIS

Senate Research Center

H.B. 3602
By: King (Zaffirini)
Natural Resources
5-17-97
Committee Report (Amended)

DIGEST

Currently, the Wintergarden Region of Texas is dependent on the waters of the Carrizo-Wilcox and associated underground aquifers for most of its water supply. City and county governmental entities in Dimmit, La Salle, and Zavala counties have submitted resolutions expressing support for the creation of a groundwater conservation district to protect critical water resources from certain problems. This bill creates the Wintergarden Groundwater Conservation District to facilitate water conservation and management in Dimmit, La Salle, and Zavala counties.

PURPOSE

As proposed, H.B.B 3602 creates the Wintergarden Groundwater Conservation District to facilitate water conservation and management in Dimmit, La Salle, and Zavala counties.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. CREATION. Sets forth provisions regarding the creation of a groundwater conservation district, to be known as the Wintergarden Groundwater Conservation District (district).

SECTION 2. DEFINITION. Defines "district."

SECTION 3. BOUNDARIES. Sets forth the boundaries of the district.

SECTION 4. FINDING OF BENEFIT. Sets forth provisions regarding the benefits of the district.

SECTION 5. POWERS. Sets forth provisions regarding certain powers of the district. Provides that certain provisions prevail over a conflicting or inconsistent provision in this Act, notwithstanding Subsection (a).

SECTION 6. BOARD OF DIRECTORS. Sets forth provisions regarding the board of directors of the district.

SECTION 7. TEMPORARY DIRECTORS. Sets forth the members and provisions regarding the establishment of the temporary board of directors.

SECTION 8. CONFIRMATION AND INITIAL DIRECTORS' ELECTION. Sets forth provisions regarding the confirmation and initial directors' election.

SECTION 9. ELECTION OF DIRECTORS. Sets forth provisions regarding the election of directors.

SECTION 10. FINDINGS RELATED TO PROCEDURAL REQUIREMENTS. Sets forth provisions setting forth findings related to procedural requirements.

SECTION 11. Emergency clause.

Effective date: upon passage.

SUMMARY OF COMMITTEE CHANGES

Amendment 1.

In SECTION 5, add a new Subsection (c) to read as follows:

"(c) Notwithstanding Subsection (a) of this Section, the following provisions prevail over a conflicting or inconsistent provision in this Act:

- (1) Sections 36.107-36.108, Water Code;
- (2) Section 36.159-36.161, Water Code; and
- (3) Subchapter I, Water Code.