

Amend CSHB 2694 (house committee report) by striking page 32, line 27, through page 33, line 15, and substituting the following:

Sec. 11.053. EMERGENCY ORDER CONCERNING WATER RIGHTS. (a) During a period of drought or other emergency shortage of water, the executive director by order may:

(1) temporarily suspend the right of any person who holds a water right to use the water, in accordance with the priority of water rights established by Section 11.027; and

(2) adjust the diversion of water by water rights holders to address an imminent hazard to public health.

(b) The executive director in ordering a suspension or adjustment under this section shall ensure that an action taken:

(1) maximizes the beneficial use of water;

(2) minimizes the impact on water rights holders;

(3) prevents the waste of water; and

(4) to the greatest extent practicable, conforms to the order of preferences established by Section 11.024.

(c) The commission shall adopt rules to implement this section, including rules:

(1) defining a drought or other emergency shortage of water for purposes of this section; and

(2) specifying the:

(A) conditions under which the executive director may issue an order under this section;

(B) terms of an order issued under this section, including the maximum duration of a temporary suspension or adjustment under this section; and

(C) procedures for appealing an order issued under this section to the commission.