

1-1 By: González (Senate Sponsor - Rodríguez) H.B. No. 995
 1-2 (In the Senate - Received from the House May 4, 2015;
 1-3 May 6, 2015, read first time and referred to Committee on
 1-4 Intergovernmental Relations; May 13, 2015, reported favorably by
 1-5 the following vote: Yeas 6, Nays 0; May 13, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13			X	
1-14	X			

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to the establishment of stormwater control and recapture
 1-18 planning authorities in certain counties.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Subtitle C, Title 12, Local Government Code, is
 1-21 amended by adding Chapter 391A to read as follows:

1-22 CHAPTER 391A. STORMWATER CONTROL AND RECAPTURE PLANNING
 1-23 AUTHORITIES IN CERTAIN COUNTIES

1-24 Sec. 391A.001. DEFINITIONS. In this chapter:

1-25 (1) "Affected county" means a county that:

1-26 (A) has a population of 800,000 or more; and

1-27 (B) receives an average annual rainfall of 15
 1-28 inches or less based on the most recent 10-year period according to
 1-29 data available from a reliable source, including the United States
 1-30 Department of Agriculture Natural Resources Conservation Service
 1-31 or the PRISM Climate Group, Oregon State University.

1-32 (2) "Authority" means a commission established under
 1-33 this chapter.

1-34 Sec. 391A.002. ESTABLISHMENT. (a) A stormwater control and
 1-35 recapture planning authority is established in each affected county
 1-36 in this state.

1-37 (b) An authority is a political subdivision of this state.

1-38 Sec. 391A.003. TERRITORY. The territory of an authority
 1-39 includes all of the territory in the affected county in which the
 1-40 authority is located except any territory within the boundaries or
 1-41 extraterritorial jurisdiction of that county's largest
 1-42 municipality, provided that the municipality has a plan in place
 1-43 for the control of stormwater on the date the authority is
 1-44 established.

1-45 Sec. 391A.004. BOARD OF DIRECTORS. The governing body of an
 1-46 authority is a board of directors composed of:

1-47 (1) a representative of the county in which the
 1-48 authority is located and each municipality within the territory of
 1-49 the authority;

1-50 (2) a representative of each water utility within the
 1-51 territory of the authority not also described by Subdivision (1);

1-52 (3) a representative of each water district within the
 1-53 territory of the authority that has been in operation for at least
 1-54 15 years; and

1-55 (4) each member of the state legislature whose
 1-56 legislative district is wholly or partly in the territory of the
 1-57 authority.

1-58 Sec. 391A.005. POWERS AND DUTIES. (a) An authority shall:

1-59 (1) coordinate and adopt a long-range master plan to
 1-60 facilitate the development and management of integrated stormwater
 1-61 control and recapture projects and facilities within the

2-1 authority's territory;
2-2 (2) apply for, accept, and receive gifts, grants,
2-3 loans, and other money available from any source, including the
2-4 state, the federal government, and an entity represented on the
2-5 board of directors under Sections 391A.004(1), (2), and (3), to
2-6 perform its purposes; and
2-7 (3) assist an entity represented on the board of
2-8 directors under Sections 391A.004(1), (2), and (3) in carrying out
2-9 an objective included in the authority's master plan.
2-10 (b) The authority may:
2-11 (1) enter into contracts as necessary to carry out the
2-12 authority's powers and duties; and
2-13 (2) employ staff and consult with and retain experts.
2-14 (c) The authority may not:
2-15 (1) impose a tax or issue bonds; or
2-16 (2) regulate the structures or facilities of an
2-17 electric utility as "electric utility" is defined by Section
2-18 31.002, Utilities Code.
2-19 Sec. 391A.006. EXPIRATION OF CHAPTER. This chapter expires
2-20 September 1, 2023.
2-21 SECTION 2. This Act takes effect immediately if it receives
2-22 a vote of two-thirds of all the members elected to each house, as
2-23 provided by Section 39, Article III, Texas Constitution. If this
2-24 Act does not receive the vote necessary for immediate effect, this
2-25 Act takes effect September 1, 2015.

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