

1-1 By: Springer (Senate Sponsor - Perry) H.B. No. 965
 1-2 (In the Senate - Received from the House April 27, 2017;
 1-3 May 4, 2017, read first time and referred to Committee on
 1-4 Agriculture, Water & Rural Affairs; May 16, 2017, reported
 1-5 favorably by the following vote: Yeas 7, Nays 0; May 16, 2017,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			

1-16 A BILL TO BE ENTITLED
 1-17 AN ACT

1-18 relating to the authority of a retail public water utility to
 1-19 require an operator of a correctional facility to comply with water
 1-20 conservation measures.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subchapter E, Chapter 13, Water Code, is amended
 1-23 by adding Section 13.1461 to read as follows:

1-24 Sec. 13.1461. CORRECTIONAL FACILITY COMPLIANCE WITH
 1-25 CONSERVATION MEASURES. (a) This section applies only to a
 1-26 correctional facility operated by the Texas Department of Criminal
 1-27 Justice or operated under contract with that department.

1-28 (b) Except as provided by Subsection (c), a retail public
 1-29 utility may require the operator of a correctional facility that
 1-30 receives retail water or sewer utility service from the retail
 1-31 public utility to comply with water conservation measures adopted
 1-32 or implemented by the retail public utility.

1-33 (c) A correctional facility is not required to comply with a
 1-34 water conservation measure under Subsection (b) if the operator of
 1-35 the correctional facility submits to the retail public utility a
 1-36 written statement from the Texas Department of Criminal Justice
 1-37 that states that the measure would endanger health and safety at the
 1-38 facility or unreasonably increase the costs of operating the
 1-39 facility.

1-40 (d) If a retail public utility suspends a water conservation
 1-41 measure and later implements the same measure, the operator of a
 1-42 correctional facility that received an exemption from the original
 1-43 measure under Subsection (c) must submit a new written statement
 1-44 from the Texas Department of Criminal Justice to obtain an
 1-45 exemption under Subsection (c) from the newly implemented measure.

1-46 SECTION 2. This Act takes effect immediately if it receives
 1-47 a vote of two-thirds of all the members elected to each house, as
 1-48 provided by Section 39, Article III, Texas Constitution. If this
 1-49 Act does not receive the vote necessary for immediate effect, this
 1-50 Act takes effect September 1, 2017.

1-51 * * * * *