

By: Stickland

H.B. No. 3916

A BILL TO BE ENTITLED

AN ACT

relating to water and electric utility services provided to certain federal agencies.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. The heading to Subtitle C, Title 13, Local Government Code, is amended to read as follows:

SUBTITLE C. WATER AND ELECTRICITY PROVISIONS APPLICABLE [~~APPLYING~~]
TO MORE THAN ONE TYPE OF LOCAL GOVERNMENT

SECTION 2. The heading to Chapter 580, Local Government Code, is amended to read as follows:

CHAPTER 580. MISCELLANEOUS PROVISIONS RELATING TO [~~MUNICIPAL AND COUNTY~~]
WATER AND ELECTRIC UTILITY SERVICES APPLICABLE TO MORE THAN ONE TYPE OF LOCAL GOVERNMENT

SECTION 3. Chapter 580, Local Government Code, is amended by adding Section 580.005 to read as follows:

Sec. 580.005. PROVIDING WATER AND ELECTRIC UTILITY SERVICES TO CERTAIN FEDERAL AGENCIES PROHIBITED. (a) In this section, "federal data collection and surveillance agency" means a federal agency that is involved in the routine surveillance or collection and storage of bulk telephone or e-mail records or related metadata concerning any citizen of the United States and that claims the legal authority to collect and store the bulk telephone or e-mail records or metadata concerning any citizen of the United States without the citizen's consent or a search warrant that describes

1 the person, place, or thing to be searched or seized.

2 (b) A political subdivision may not provide water or electric
3 utility service to a federal data collection and surveillance
4 agency or to the property or a facility of another person used to
5 support a federal data collection and surveillance agency for
6 information collection or storage.

7 (c) A political subdivision that has outstanding bonds that
8 are payable from pledged water or electric utility revenue is
9 required to terminate the water or electric utility service, as
10 applicable, to a federal data collection and surveillance agency
11 only when the bonds are repaid.

12 SECTION 4. Section 580.005, Local Government Code, as added
13 by this Act, may not be construed to impair an obligation under a
14 contract entered into on or after the effective date of this Act. A
15 political subdivision may fulfill the subdivision's obligations
16 under a contract entered into before that date but may not extend
17 such a contract beyond the contract's original term.

18 SECTION 5. This Act takes effect September 1, 2015.