

BILL ANALYSIS

Senate Research Center
76R7002 SMJ-D

C.S.S.B. 143
By: Brown
Natural Resources
2/24/1999
Committee Report (Substituted)

DIGEST

Currently, Texas law mandates that all waters subject to interbasin transfers would be junior in priority to all other waters within that originating basin. Thus during times of water shortage, all obligations within the basin would be fulfilled before any waters could be transferred as provided for in an interbasin transfer permit. This bill repeals those sections of the Water Code.

PURPOSE

As proposed, C.S.S.B. 143 repeals sections of the Water Code relating to the priority of a water right authorizing a transfer of water from a river basin in this state to another river basin.

RULEMAKING AUTHORITY

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

SECTION BY SECTION ANALYSIS

SECTION 1. Repealer: Sections 11.085(s) and (t), Water Code (regarding the priority of a water right authorizing an interbasin water transfer).

SECTION 2. Makes application of this Act prospective.

SECTION 3. Emergency clause.
Effective date: upon passage.

SUMMARY OF COMMITTEE CHANGES

SECTION 1.

Repeals Sections 11.085(s) and (t), Water Code, regarding the priority of a water right authorizing an interbasin water transfer.