

BILL ANALYSIS

Senate Research Center

H.B. 3096
By: Counts (Duncan)
Natural Resources
5/7/2001
Engrossed

DIGEST AND PURPOSE

The first proposal to acquire and construct the Post Reservoir, which would be located on the North Fork of the Double Mountain Fork of the Brazos Rivers in Garza County, was submitted to the White River Municipal Water District in 1968 for an estimated cost of \$2.2 million. The Post Reservoir site project has been proposed again for an estimated cost of \$28,200,000 to provide surface water supply to a local area which may not be able to finance the project. H.B. 3096 provides for the construction of the Post Reservoir site and the financing of the project from the state participation account under the state participation program of the Texas Water Development Board.

RULEMAKING AUTHORITY

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

SECTION BY SECTION ANALYSIS

ARTICLE 1

SECTION 1.01. Sets forth provisions regarding the creation of the Post Reservoir site.

SECTION 1.02. Authorizes the Texas Water Development Board (board) to perform certain procedures. Requires purchase of the board's interest in the reservoir by certain entities to begin not later than 20 years after the execution of the contract. Sets forth legislative findings.

ARTICLE 2

SECTION 2.01. Amends Chapter 221(8) and (9), Acts of the 55th Legislature, Regular Session, 1957, as follows:

Sec. 8. Provides that the (district) is authorized to acquire, construct, own, or operate within or without the boundaries of the district, a dam or dams all works, plants and other facilities necessary or useful for the purpose of impounding, processing and transporting water to cities and others for certain purposes. Deletes text which limited the district only to the county in which the district is located.

Sec. 9. Deletes text providing that the district is not authorized to develop or acquire underground sources of water. Makes a conforming change.

SECTION 2.02. Amends Chapter 221(10)(a), Acts of the 55th Legislature, Regular Session, 1957, to make a conforming change.

ARTICLE 3

SECTION 3.01. Effective date: upon passage or September 1, 2001.