Sec. 12.058. EXPIRATION OF SUBCHAPTER. This subchapter expires December 31, 2015.

SECTION 5. (a) As soon as practicable after the effective date of this Act, but not later than December 1, 2013, the governor shall appoint the members of the Red River Boundary Commission as established by Subchapter B, Chapter 12, Natural Resources Code, as added by this Act.

(b) As soon as practicable after the members of the Red River Boundary Commission are appointed, but not later than January 30, 2014, the members shall conduct the first meeting of the Red River Boundary Commission.

SECTION 6. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2013.

Passed by the House on May 2, 2013: Yeas 144, Nays 3, 2 present, not voting; passed by the Senate on May 20, 2013: Yeas 31, Nays 0.

Approved June 14, 2013.

Effective June 14, 2013.

CHAPTER 1065

H.B. No. 3233

AN ACT

relating to interbasin transfers of state water.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Sections 11.085(b), (e), (g), (l), (n), and (v), Water Code, are amended to read as follows:

(b) The application must include:

(1) the contract price of the water to be transferred;

(2) a statement of each general category of proposed use of the water to be transferred and a detailed description of the proposed uses and users under each category; and

(3) the cost of diverting, conveying, distributing, and supplying the water to, and treating the water for, the proposed users.

(e) In addition to the public meetings required by Subsection (d) of this section, if the application is contested in a manner requiring an evidentiary hearing under the rules of the commission, the commission shall give notice and hold an evidentiary hearing, in accordance with commission rules and applicable state law. An evidentiary hearing on an application to transfer water authorized under an existing water right is limited to considering issues related to the requirements of this section.

(g) The applicant shall cause the notice of application for an interbasin transfer to be published in two different weeks within a 30-day period in one or more newspapers having general circulation in each county located in whole or in part in the basin of origin or the receiving basin. The published notice may not be smaller than 96.8 square centimeters or 15 square inches with the shortest dimension at least 7.6 centimeters or three inches. The notice of application and public meetings shall be combined in the mailed and published notices.

(l) The commission may grant, in whole or in part, an application for an interbasin transfer only to the extent that:

(1) the detriments to the basin of origin during the proposed transfer period are less than the benefits to the receiving basin during the proposed transfer period, as determined by the commission based on consideration of the factors described by Subsection (k); and
(2) the applicant for the interbasin transfer has prepared a drought contingency plan and has developed and implemented a water conservation plan that will result in the highest practicable levels of water conservation and efficiency achievable within the jurisdiction of the applicant.

(n) If the transfer of water is based on a contractual sale of water, the new water right or amended permit, certified filing, or certificate of adjudication authorizing the transfer shall contain a condition for a term or period not greater than the term of the contract, including any extension or renewal of the contract.

(v) The provisions of this section, except Subsection (a), do not apply to:

1. a proposed transfer which in combination with any existing transfers totals less than 3,000 acre-feet of water per annum from the same permit, certified filing, or certificate of adjudication;

2. a request for an emergency transfer of water;

3. a proposed transfer from a basin to its adjoining coastal basin;

4. a proposed transfer from the part of the geographic area of a county or municipality, or the part of the retail service area of a retail public utility as defined by Section 13.002, that is within the basin of origin for use in that part of the geographic area of the county or municipality, or that contiguous part of the retail service area of the utility, not within the basin of origin; or

5. a proposed transfer of water that is:

   A. imported from a source located wholly outside the boundaries of this state, except water that is imported from a source located in the United Mexican States;

   B. for use in this state; and

   C. transported by using the bed and banks of any flowing natural stream located in this state.

SECTION 2. The changes in law made by this Act apply only to an application for an interbasin transfer filed with the Texas Commission on Environmental Quality on or after the effective date of this Act. An application filed before the effective date of this Act is governed by the law in effect on the date the application was filed, and the former law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 2013.

Passed by the House on May 7, 2013: Yeas 139, Nays 0, 2 present, not voting; passed by the Senate on May 21, 2013: Yeas 30, Nays 0.

Approved June 14, 2013.

Effective September 1, 2013.

CHAPTER 1066

H.B. No. 3241

AN ACT

relating to the civil prosecution of racketeering related to trafficking of persons; providing penalties.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Title 6, Civil Practice and Remedies Code, is amended by adding Chapter 140 to read as follows:

CHAPTER 140. CIVIL RACKETEERING RELATED TO TRAFFICKING OF PERSONS

Sec. 140.001. DEFINITIONS. In this chapter: