

BILL ANALYSIS

Senate Research Center
78R16264 QS-F

H.B. 3635
By: Hughes (Ratliff)
Natural Resources
5/24/2003
Engrossed

DIGEST AND PURPOSE

H.B. 3635 provides for the the creation, administration, powers, duties, operation, and financing of the Upshur County Groundwater Conservation District.

RULEMAKING AUTHORITY

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

SECTION BY SECTION ANALYSIS

SECTION 1. DEFINITIONS.

SECTION 2. CREATION.

SECTION 3. FINDINGS OF BENEFIT AND PUBLIC PURPOSE.

SECTION 4. BOUNDARIES.

SECTION 5. APPLICABILITY OF OTHER LAW.

SECTION 6. BOARD OF DIRECTORS.

SECTION 7. APPOINTMENT OF TEMPORARY DIRECTORS.

SECTION 8. ORGANIZATIONAL MEETING.

SECTION 9. METHOD OF ELECTING DIRECTORS: COMMISSIONERS PRECINCTS.

SECTION 10. CONFIRMATION AND INITIAL DIRECTORS' ELECTION.

SECTION 11. ELECTION OF DIRECTORS.

SECTION 12. GENERAL POWERS.

SECTION 13. LIMITATION ON TAXATION.

SECTION 14. FEES.

SECTION 15. GROUNDWATER WELLS UNDER RAILROAD COMMISSION JURISDICTION.

SECTION 16. EXEMPTION FROM FEES.

SECTION 17. LIMITATION ON INDEBTEDNESS.

SECTION 18. PROHIBITION AGAINST DISTRICT PURCHASE, SALE, TRANSPORT, OR DISTRIBUTION OF WATER.

SECTION 19. PROHIBITION AGAINST DISTRICT USE OF EMINENT DOMAIN POWERS.

SECTION 20. REGIONAL COOPERATION.

SECTION 21. FINDINGS RELATED TO PROCEDURAL REQUIREMENTS.

SECTION 22. EFFECTIVE DATE; EXPIRATION DATE. (a) Effective date: September 1, 2003.

(b) Provides that if the creation of the district is not confirmed at a confirmation election held under Section 10 of this Act before September 1, 2005, this Act expires on that date.