

Chapter 887

AN ACT

1
2 relating to the powers of the West Harris County Regional Water
3 Authority.

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

5 SECTION 1. Subsection (d), Section 4.01, Chapter 414, Acts
6 of the 77th Legislature, Regular Session, 2001, is amended to read
7 as follows:

8 (d) The following laws [~~Sections 49.451-49.455, Water~~
9 ~~Code,~~] do not apply to the authority:

- 10 (1) Chapter 36, Water Code;
- 11 (2) Section 49.052, Water Code; and
- 12 (3) Sections 49.451-49.455, Water Code.

13 SECTION 2. The heading to Section 4.07, Chapter 414, Acts of
14 the 77th Legislature, Regular Session, 2001, is amended to read as
15 follows:

16 Sec. 4.07. CIVIL PENALTY; CIVIL ACTIONS; INJUNCTION.

17 SECTION 3. Section 4.07, Chapter 414, Acts of the 77th
18 Legislature, Regular Session, 2001, is amended by adding
19 Subsections (b-1) and (e) to read as follows:

20 (b-1) The authority may bring an action in a district court
21 against a district, other political subdivision, or other person
22 located in the authority's territory or included in the authority's
23 groundwater reduction plan to:

- 24 (1) recover any fees, rates, charges, assessments,

1 collection expenses, attorney's fees, interest, penalties, or
2 administrative penalties due the authority; or

3 (2) enforce the authority's rules or orders.

4 (e) Governmental immunity from suit or liability of a
5 district or other political subdivision is waived for the purposes
6 of an action described by Subsection (b-1) of this section.

7 SECTION 4. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section 39, Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2009.

Rand Newkum

President of the Senate

Jim Strawn

Speaker of the House

I hereby certify that S.B. No. 2536 passed the Senate on May 12, 2009, by the following vote: Yeas 31, Nays 0.

Patsy Spaw

Secretary of the Senate

I hereby certify that S.B. No. 2536 passed the House on May 25, 2009, by the following vote: Yeas 140, Nays 0, one present not voting.

Robert Haney

Chief Clerk of the House

Approved:

19 JUN '09

Date

RICK PERRY

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE

2pm O'CLOCK

JUN 19 2009

Colby Shuter III