

1 (d) This section does not affect the authority of the
2 commission to investigate or take enforcement action against an
3 unauthorized discharge under Section 26.121.

4 SECTION 5. Subsection (e), Section 201.026, Agriculture
5 Code, as added by Section 1, Chapter 1189, Acts of the 77th
6 Legislature, Regular Session, 2001, is amended to read as follows:

7 (e) At the request of the landowner, the state board may
8 develop and certify a water quality management plan for any
9 agricultural or silvicultural land in the state. Section
10 26.302(b-1), Water Code, applies to a water quality management plan
11 developed or certified for use by a poultry facility under this
12 section.

13 SECTION 6. This Act takes effect September 1, 2005.

David Newburn

President of the Senate

Tom Craddick

Speaker of the House

I hereby certify that S.B. No. 1707 passed the Senate on April 21, 2005, by the following vote: Yeas 31, Nays 0; and that the Senate concurred in House amendment on May 27, 2005, by the following vote: Yeas 29, Nays 0.

Daisy Shaw
Secretary of the Senate

I hereby certify that S.B. No. 1707 passed the House, with amendment, on May 25, 2005, by a non-record vote.

Robert Haney
Chief Clerk of the House

Approved:

17 JUNE '05

Date

Rick Perry

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
9:20 AM '05

JUN 17 2005

Roger Williams
Secretary of State