

CHAPTER 549

H.B. No. 2199

AN ACT

relating to the appellate jurisdiction of the Texas Water Commission.

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

SECTION 1. Section 13.043(j), Water Code, is amended to read as follows:

(j) In an appeal under this section, the commission shall ensure that every rate made, demanded, or received by any retail public utility or by any two or more retail public utilities jointly shall be just and reasonable. Rates shall not be unreasonably preferential, prejudicial, or discriminatory but shall be sufficient, equitable, and consistent in application to each class

of customers. The commission shall use a methodology that preserves the financial integrity of the retail public utility. *For agreements between municipalities the commission shall consider the terms of any wholesale water or sewer service agreement in an appellate rate proceeding.*

SECTION 2. This Act takes effect September 1, 1993.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed by the House on May 11, 1993, by a non-record vote; the House concurred in Senate amendments to H.B. No. 2199 on May 27, 1993, by a non-record vote; passed by the Senate, with amendments, on May 25, 1993, by a viva-voce vote.

Approved June 8, 1993.

Effective Sept. 1, 1993.