

## CHAPTER 652

## H.B. No. 2544

## AN ACT

authorizing and requiring the relocation of the northern boundary of the Edwards Underground Water District and authorizing an interlocal agreement to avoid double taxation and to require payment of the district's indebtedness.

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

SECTION 1. (a) Before January 1, 1988, the Texas Water Commission shall amend the January 10, 1957, order of the Board of Water Engineers defining Subdivision No. 1 of the underground water reservoir in the Edwards limestone, Balcones escarpment area to conform with the August 15, 1986, order of the Texas Water Commission defining a management area for the Barton Springs-Edwards Aquifer Underground Water Management Area. The amended northern boundary of Subdivision No. 1, on entry of a final order by the commission, shall become the northern boundary of the Edwards Underground Water District in Hays County. The northern boundary of Subdivision No. 1 may be extended east and west to the extent necessary to intersect the existing eastern and western boundaries of the Edwards Underground Water District in Hays County.

(b) On entry of the Texas Water Commission order relocating the northern boundary of Subdivision No. 1, as described in Subsection (a) of this section, the northern boundary of the Edwards Underground Water District in Hays County is the southern boundary of the Barton Springs-Edwards Aquifer Conservation District, and this boundary supercedes the northern boundary of the Edwards Underground Water District in Hays County established by Section 1, Chapter 99, Acts of the 56th Legislature, Regular Session, 1959.

SECTION 2. (a) The Edwards Underground Water District and the Barton Springs-Edwards Aquifer Conservation District shall enter into an interlocal agreement under which the two districts shall:

(1) specify which of the districts will be authorized to levy taxes in the territory located within the boundaries of both districts from the effective date of the agreement until the boundaries of the Edwards Underground Water District are relocated under Section 1 of this Act;

(2) provide that territory included within the boundaries of both districts is not subject to taxation by both districts from the date that the agreement takes effect until the boundary is relocated under Section 1 of this Act; and

(3) provide for the distribution of the taxes collected, if taxes have been levied by one or both of the districts before the effective date of the agreement.

(b) If the Texas Water Commission completes the boundary relocation required by Section 1 of this Act before the two districts enter into the agreement under Subsection (a) of this section, the districts are not required to comply with requirements of Subsection (a) of this section except to the extent necessary to carry out Subdivision (3) of that section.

SECTION 3. If the voters confirm the creation of the Barton Springs-Edwards Aquifer Conservation District, this Act takes effect on the date that the results of the election called to confirm the creation of the district are declared. Otherwise, this Act has no effect.

SECTION 4. Nothing contained in this Act affecting the Barton Springs-Edwards Aquifer Conservation District shall adversely affect the rights of any parties who were in litigation on or before February 1, 1987, with the Texas Water Commission or the petitioners for the creation of the Barton Springs-Edwards Aquifer Conservation District.

SECTION 5. 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.

**Ch. 652, § 5**

**70th LEGISLATURE—REGULAR SESSION**

Passed by the House on May 8, 1987, by a non-record vote; and, pursuant to the provisions of Article XVI, Section 59(d) of the Constitution of Texas, a copy of H.B. No. 2544 was transmitted to the Governor on April 15, 1987, and the recommendation of the Texas Water Commission was filed with the Speaker of the House on May 6, 1987. Passed by the Senate on May 28, 1987, by the following vote: Yeas 30, Nays 0.

Approved June 19, 1987.

Effective Aug. 31, 1987, 90 days after date of adjournment.