

CHAPTER 393

H.B. No. 938

AN ACT

relating to notice by the executive director of the Texas Water Commission of groundwater contamination.

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

SECTION 1. Subchapter F, Chapter 5, Water Code, is amended by adding Section 5.236 to read as follows:

*Sec. 5.236. GROUNDWATER CONTAMINATION REPORTS. (a) If the executive director acquires information that confirms that a potential public health hazard exists because usable groundwater has been or is being contaminated, the executive director, not later than the 30th day after the date on which the executive director acquires the information confirming contamination, shall give written notice of the contamination to the following persons:*

- (1) the county judge and the county health officer, if any, in each county in which the contamination has occurred or is occurring;*
  - (2) any person under the commission's jurisdiction who is suspected of contributing to the contamination; and*
  - (3) any other state agency with jurisdiction over any person who is suspected of contributing to the contamination.*
- (b) The executive director shall give the notice in the manner and form, and include the information, required by rule of the commission.*

SECTION 2. This Act takes effect September 1, 1987.

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 April 14, 1987, by a non-record vote; and that the House concurred in Senate amendments to H.B. No. 938 on May 21, 1987, by the following vote: Yeas 146, Nays 0, 1 present, not voting. Passed by the Senate, with amendments, on May 19, 1987, by the following vote: Yeas 30, Nays 0.

Approved June 17, 1987.

Effective Sept. 1, 1987.