

RULE 10.4. HEARING AND PERMIT ISSUANCE (revised)

(d) In addition to conditions provided by Section 36.1131, Texas Water Code, the operating permit to transport water out of the District shall specify:

- (1) the amount of water that may be transferred out of the District; ~~and~~
- (2) the period for which the water may be transferred, which shall be:
  - (i) at least three years if construction of a conveyance system has not been initiated prior to the issuance of the permit, and shall be automatically extended to the terms 30 years if construction of a conveyance system is begun before the expiration of the initial term; or
  - (ii) at least 30 years if construction of a conveyance system has been initiated prior to the issuance of the permit;-
- (3) reporting requirements, including but not limited
  - (i) to flow meter installation, testing, and regulation calibration,
  - (ii) submission of production reports to the District,
  - (iii) separate meter requirements for exported water from non-exported permitted water;
- (4) the installation and reporting of monitoring wells;
- (5) Well Assistance provisions, if applicable;
- ~~(6) the required submission of all groundwater conveyance and user agreements related to the export permit~~ all agreements regarding the conveyance system to transport groundwater under this Permit, as well as the sale of or use of groundwater, and amendments thereto, within 30 days of execution of the agreement(s), which may be redacted regarding information protected under the Texas Public Information Act for public entities and confidential business information for private entities. The District may request a meeting to discuss the submitted information. Permittee shall provide updated technical descriptions of the facilities to be used for transportation of water and time schedules for any construction and completion thereof;
- (7) water conservation and drought contingency plans; and
- ~~1-(8)~~ periodic review and permit limitations based on aquifer conditions.

(e) The District may periodically review the amount of water that may be transferred under an operating permit to transport water out of the District and may limit the amount if additional factors considered, related to the factors in Subsection (b), above.

(f) After conducting its periodic review, more restrictive permit conditions may only be imposed if the factors in Subsection (c), above, are met.