

2012

TEXAS WATER LAW INSTITUTE

*Midnight Forms, 72" x 60", oil on canvas, is by Sydney Yeager.
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October 31*, November 1-2, 2012

*Wednesday Evening Texas Water Law Overview—Included in Registration

AT&T Conference Center ▪ Austin, Texas

Special \$350 Registration Fee for State Employees and
Texas Alliance of Groundwater District Members

Earn up to 15.25 Hours of Credit Including 1.50 Hours of Ethics Credit

Specialization Credit Approved for Administrative Law, Oil, Gas and Mineral Law, and Real Estate Law

CEP Credit for Professional Engineers Available

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WEDNESDAY EVENING, OCT. 31, 2012

*OPTIONAL SESSION

Included in conference registration fee.

5:30 p.m. Registration Opens

6:00 p.m. 1.50 hrs

Texas Water Law Overview

An overview of Texas water law cases, statutes and regulations, including vocabulary and acronyms necessary to understanding Texas water law. This session is designed for practitioners unfamiliar with the subject area, as well as non-lawyers, governmental officials and engineers.

Doug Caroom, Austin, TX
Jim Mathews, Austin, TX

7:30 p.m. Adjourn

THURSDAY MORNING, NOV. 1, 2012

Presiding Officer:

Doug Caroom, Bickerstaff Heath
Delgado Acosta LLP, Austin, TX

8:00 a.m. Registration Opens

Includes continental breakfast.

8:50 a.m. Welcoming Remarks

9:00 a.m. 1.00 hr

Water Legislation in the 83rd Session: An Insider's View

Handling of interim charges and anticipated issues for the coming session.

DESALINATION: BENEFITS, OBSTACLES AND DEVELOPMENTS

How realistic is it to look at desalination as a major new source of water supply?

10:00 a.m. .50 hr

Desalination: Possible Benefits to Texas from This Innovative Technology

An evaluation of the technology and potential benefits of desalination of brackish groundwater.

Jorge A. Arroyo, Austin, TX

10:30 a.m. Break

10:45 a.m. .50 hr

Legal Obstacles to Successful Implementation of a Desalination Project

What to do with the brine concentrate, Groundwater Conservations Districts and other challenges.

William D. Dugat III, Austin, TX

11:15 a.m. .50 hr

A Desalination Success Story

A look at El Paso's Kay Bailey Hutchison Desalination Plant, the world's largest inland desalination facility, serving El Paso and Ft. Bliss

Edmund G. Archuleta, El Paso, TX

11:45 a.m. Break to Pick-Up Lunch

Included in conference registration fee.

THURSDAY AFTERNOON

Presiding Officer:

Jim Mathews, Mathews & Freeland LLP,
Austin, TX

LUNCHEON PRESENTATION

12:00 p.m. 1.00 hr

Current Issues at TCEQ

TCEQ's drought curtailment rules, issues with the federal government and more.

Carlos Rubinstein, Commissioner, Texas Commission
on Environmental Quality, Austin, TX

1:00 p.m. Break

1:15 p.m. 1.00 hr

Water Districts: Legislation on Districts and TCEQ Update

Different perspectives on the provision of water utility service and the benefits of changes made during recent legislative sessions, particularly the expedited decertification process.

Rep. Bill Callegari, Houston, TX
Ronald J. Freeman, Austin, TX
Todd Galiga, Austin, TX

2:15 p.m. .50 hr

TCEQ Water Curtailment Rules: How Meaningful Is the Priority System?

New TCEQ drought rules jeopardize senior water right holders' water supply during drought and add new requirements for water right enforcement.

Michael J. Booth, Austin, TX

2:45 p.m. Break

3:00 p.m. .75 hr including .25 hr ethics

A Case Study of Federal Intrusion through the Endangered Species Act

TAP v. Shaw: will the ESA determine water allocation in the Guadalupe-San Antonio River Basin?

Molly Cagle, Austin, TX

3:45 p.m. 1.50 hrs

Development of SB3 Environmental Flows

How well is it working? A mid-course evaluation.

Moderator:
Jim Mathews, Austin, TX

Panelists:
Patrick Brzozowski, Edna, TX
Todd D. Chenoweth, Austin, TX
Mary E. Kelly, Austin, TX
Suzanne B. Scott, San Antonio, TX

5:15 p.m. Adjourn

FRIDAY MORNING, NOV. 2, 2012

Presiding Officer:

Jim Mathews, Mathews & Freeland LLP,
Austin, TX

8:00 a.m. Conference Room Opens

Includes continental breakfast.

GROUNDWATER CONSERVATION DISTRICTS

8:30 a.m. .50 hr

Survey of Groundwater Conservation District Regulatory Approaches

A review of substantive rules, approaches to demand management, and permitting, as well as GCD responses to new contested case requirements.

Stacey A. Steinbach, Austin, TX

9:00 a.m. .50 hr

Practicing before a GCD: Procedural Rules and Contested Cases

An exploration of procedural rules, specifically contested case procedures and the changes required by the 2011 amendments.

Gregory M. Ellis, League City, TX

9:30 a.m. .50 hr including .25 hr ethics

GCD Governance Issues

Voting rights, conflicts of interest as well as legislative and judicial limitations on GCDs.

Renea Hicks, Austin, TX

10:00 a.m. Break

10:15 a.m. .75 hr

Water for Your Project: A Walkthrough

A "nuts and bolts" presentation for the general practitioner covering options for obtaining water for a new project, including what is involved, and may prove challenging, for each option.

Emily Willms Rogers, Austin, TX

11:00 a.m. .50 hr

Edwards Aquifer v. Day: Where Do "We" Go Now?

The implications of Day for groundwater management. How can/should the GCDs respond?
Jane Cohen, Austin, TX

11:30 a.m. Break for Buffet Lunch

Included in conference registration fee.

FRIDAY AFTERNOON

Presiding Officer:

**Doug Caroom, Bickerstaff Heath
Delgado Acosta LLP, Austin, TX**

LUNCHEON PRESENTATION

11:50 a.m. .75 hr

Ground and Surface Water Issues in the Western States: How Does Texas Compare?

An experienced water law practitioner-turned-State Justice addresses the subject of surface water, tributary groundwater and non-tributary groundwater, with a comparison of the various ways western states are addressing significant constitutional, statutory and case law issues.

Justice Greg Hobbs, Colorado Supreme Court,
Denver, CO

12:35 p.m. Break

12:45 p.m. 1.00 hr

Groundwater Management: Is It Working?

Perspectives on the effectiveness of Texas's "preferred method of groundwater management" from the regulator, regulated community and legislative views.

Arturo Ballesteros, Austin, TX
Steve Kosub, San Antonio, TX
Deborah Clarke Trejo, Austin, TX

1:45 p.m. 1.00 hr

A Streetcar Named Desired Future Conditions: Remixed, Remade and Remodeled (Available Groundwater)

Discussion of the roots of desired future conditions, the current status, what changed with the process last session and what the Texas Water Development Board thinks still needs to be changed. The presentation also explores the procedural and substantive pitfalls of the DFC appeal process.

Marvin W. Jones, Amarillo, TX
Robert E. Mace, Austin, TX

2:45 p.m. 1.00 hr ethics

Mediation and SB3: Resolving In-Stream Flow Conflicts

Alternative dispute resolution as a means of addressing complex water issues.

Margaret M. Menicucci, Austin, TX
Suzanne Schwartz, Austin, TX

3:45 p.m. Adjourn

REGISTRATION FORM

WL12

Mail this registration form to:

The University of Texas School of Law, Attn. Registration
P.O. Box 7759, Austin, TX 78713-7759

or fax a copy to: 512-475-6876 or register online: www.utcle.org

Questions? Call us at 512-475-6700

PLEASE PRINT CLEARLY

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Telephone _____ Fax _____

Registrant's Email (required) _____

Assistant's Email (optional) _____

Invoices, confirmations and receipts are emailed to these addresses.

REGISTRATION

Includes Course Binder, Wednesday Evening Texas Water Law Overview, and Thursday and Friday Luncheon Presentations

Standard Registration

Early Registration Fee due by Wednesday, October 24, 2012\$495

Registration Fee after Wednesday, October 24, 2012.....\$545

State Employee/Texas Alliance of Groundwater District Member Registration

Early Registration Fee due by Wednesday, October 24, 2012\$350

Registration Fee after Wednesday, October 24, 2012.....\$400

CONFERENCE PUBLICATIONS AND MEDIA

Allow 3-5 weeks from the conference date for delivery.

Course Binder WITHOUT Conference Registration\$225
Note: Conference Registration includes Course Binder.

Audio MP3 Speeches on CD\$130

Audio CD Set.....\$210

eBinder on CD (PDF format)\$225/\$50
(\$225 purchased alone, \$50 with Registration or purchase of Course Binder or Audio MP3 Speeches on CD or Audio CD Set)

IN-HOUSE CLE: Bring the conference in-house and learn at your convenience.

Allow 3-5 weeks from the conference date for delivery. Approved for Texas MCLE credit only.

In-House CLE for 2—Includes Audio CD Set and Course Binders\$825

_____ Add participants (includes Course Binder) for \$225 each \$ _____

TOTAL ENCLOSED \$ _____

METHOD OF PAYMENT

Check (make checks payable to: The University of Texas at Austin)

VISA or MasterCard (sorry, no AMEX or Discover) or P.O.

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Email us at
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or go to
www.utcle.org
for more information

AUSTIN

October 31, November 1–2, 2012

CONFERENCE LOCATION



AT&T Conference Center – Hotel at UT

The University of Texas
1900 University Avenue
Austin, TX 78705
512-404-3600

Special Room Rate: \$174
good through October 1, 2012
(subject to availability)

Parking:

Free daily self-parking at UT garages. Separate fees apply for valet and overnight parking.

KEY DATES

October 24, 2012
last day for early registration
add \$50 for registrations
received after this time

October 26, 2012
last day for full refund

October 29, 2012
last day for partial refund
\$50 processing fee applied

October 31, 2012, 6 p.m.
Wednesday Evening Session begins

November 1, 2012, 8:50 a.m.
Conference begins

CONFERENCE FACULTY AND PLANNING COMMITTEE

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