

1-1 By: King of Uvalde, Guillen H.B. No. 3516
 1-2 (Senate Sponsor - Perry)
 1-3 (In the Senate - Received from the House April 27, 2021;
 1-4 May 6, 2021, read first time and referred to Committee on Natural
 1-5 Resources & Economic Development; May 10, 2021, rereferred to
 1-6 Committee on Water, Agriculture & Rural Affairs; May 19, 2021,
 1-7 reported favorably by the following vote: Yeas 9, Nays 0;
 1-8 May 19, 2021, sent to printer.)

1-9 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-10				
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			
1-19	X			

1-20 A BILL TO BE ENTITLED
 1-21 AN ACT

1-22 relating to the regulation of the recycling of fluid oil and gas
 1-23 waste.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Section 122.004, Natural Resources Code, is
 1-26 amended to read as follows:

1-27 Sec. 122.004. COMMISSION RULES FOR TREATMENT AND BENEFICIAL
 1-28 USE. (a) The commission shall adopt rules to govern the treatment
 1-29 and beneficial use of oil and gas waste.

1-30 (b) Rules adopted under this section must:

1-31 (1) encourage fluid oil and gas waste recycling for
 1-32 beneficial purposes; and

1-33 (2) establish standards for the issuance of permits
 1-34 for commercial recycling of fluid oil and gas waste.

1-35 (c) In adopting rules under this section, the commission
 1-36 shall consider previously adopted rules for recycling fluid oil and
 1-37 gas waste.

1-38 (d) Rules adopted under this section for commercial
 1-39 recycling of fluid oil and gas waste must establish:

1-40 (1) minimum siting standards for fluid recycling pits;

1-41 (2) uniform technical, construction, and placement
 1-42 standards;

1-43 (3) uniform standards for estimating closure costs;

1-44 (4) minimum and maximum bonding and financial security
 1-45 amounts based on factors determined by the commission; and

1-46 (5) standards for sampling and analysis of fluid oil
 1-47 and gas waste.

1-48 (e) The commission shall approve or deny an application for
 1-49 a permit issued under rules adopted under this section not later
 1-50 than the 90th day after the date the complete application was
 1-51 received by the commission, unless a protest is filed with the
 1-52 commission, in which case the commission may extend the amount of
 1-53 time to approve or deny the application in order to allow for
 1-54 notice, public comment, and a public hearing on the application. If
 1-55 the commission does not approve or deny the application before that
 1-56 date, the permit application is considered approved and the
 1-57 applicant may operate under the terms specified in the application
 1-58 for a period of one year.

1-59 (f) An application requesting a variance from the standards
 1-60 adopted under this section must be evaluated and determined to be
 1-61 substantially similar to previous variances approved by the

2-1 commission.

2-2 SECTION 2. This Act takes effect September 1, 2021.

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