

By: Jones of Dallas

H.B. No. 2231

A BILL TO BE ENTITLED

AN ACT

relating to the consideration for approval by the executive director of the Texas Commission on Environmental Quality of an application for an authorization to use a certain standard permit for a concrete batch plant.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 382.05199, Health and Safety Code, is amended by amending Subsection (h) and adding Subsection (h-1) to read as follows:

(h) Not later than the 35th day after the date the public hearing is held, the executive director shall approve or deny the application for authorization to use the standard permit. In determining whether to approve the application, the [The] executive director shall base the decision on:

(1) whether the application meets the requirements of Section 382.05198; and

(2) a consideration of:

(A) [~~. The executive director shall consider~~]
all comments received during the public comment period and at the public hearing;

(B) the potential harm to local property values;
and

(C) the location of the facility relative to homes, schools, places of worship, parks, and other community

1 assets [~~in determining whether to approve the application~~].

2 (h-1) If the executive director denies the application, the
3 executive director shall state the reasons for the denial and any
4 modifications to the application that are necessary for the
5 proposed plant to qualify for the authorization.

6 SECTION 2. Section [382.05199](#), Health and Safety Code, as
7 amended by this Act, applies only to an application for an
8 authorization to use a permit that is filed with the Texas
9 Commission on Environmental Quality on or after the effective date
10 of this Act. An application for an authorization to use a permit
11 filed before the effective date of this Act is governed by the law
12 in effect on the date of filing, and that law is continued in effect
13 for that purpose.

14 SECTION 3. This Act takes effect September 1, 2025.