

By: Wilson, Troxclair

H.B. No. 5151

Substitute the following for H.B. No. 5151:

By: Landgraf

C.S.H.B. No. 5151

A BILL TO BE ENTITLED

AN ACT

relating to the issuance of or use of an air quality permit for a facility that produces or crushes aggregates.

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

SECTION 1. Subchapter C, Chapter 382, Health and Safety Code, is amended by adding Section 382.070 to read as follows:

Sec. 382.070. PERMITS FOR CERTAIN FACILITIES THAT PRODUCE OR CRUSH AGGREGATES. (a) This section applies only to a facility used for the production or crushing of aggregates, as defined by Section 28A.001, Water Code, that is proposed to be located within:

(1) four miles of a lake that:

(A) is owned or operated by a river authority;

and

(B) supports a national fish hatchery;

(2) four miles of an entrance to a state park that:

(A) is owned or operated by the Parks and Wildlife Department; and

(B) contains a cavern dedicated as a National Natural Landmark in 1971; and

(3) two miles of a youth camp:

(A) founded in 1975; and

(B) licensed by the Department of State Health Services.

(b) The commission may not issue a permit or permit

1 amendment or authorize the use of a standard permit for a facility  
2 described by Subsection (a).

3 (c) This section does not apply to a facility operating  
4 under a permit issued or authorization to use a standard permit  
5 granted on or before January 1, 2025.

6 SECTION 2. This Act takes effect immediately if it receives  
7 a vote of two-thirds of all the members elected to each house, as  
8 provided by Section 39, Article III, Texas Constitution. If this  
9 Act does not receive the vote necessary for immediate effect, this  
10 Act takes effect September 1, 2025.