

AN ACT

relating to excepting certain communication facilities from certain notice requirements for projects on state or local public land.

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

SECTION 1. Section [191.0525](#)(e), Natural Resources Code, is amended to read as follows:

(e) There exist categorical exclusions since many activities conducted on nonfederal public land have little, if any, chance to damage archeological sites, and therefore should not require notification under this section. The following are categorical exclusions at a minimum:

- (1) water injection into existing oil and gas wells;
- (2) upgrading of electrical transmission lines when there will be no new disturbance of the existing easement;
- (3) seismic exploration activity when there is no ground penetration or disturbance;
- (4) building and repairing fences that do not require construction or modification of associated roads, fire breaks, or previously disturbed ground;
- (5) road maintenance that does not involve widening or lengthening the road;
- (6) installation or replacement of meter taps;
- (7) controlled burning of fields;

(8) animal grazing;

(9) plowing, if the techniques are similar to those used previously;

(10) installation of monuments and sign posts unless within the boundaries of designated historic districts;

(11) maintenance of existing trails;

(12) land sales and trades of land held by the permanent school fund and permanent university fund;

(13) permanent school fund and permanent university fund leases, easements, and permits, including mineral leases and pooling agreements, in which the lessee, grantee, or permittee is specifically required to comply with the provisions of this chapter;

(14) oil, gas, or other mineral exploration, production, processing, marketing, refining, or transportation facility or pipeline project in an area where the project will cross state or local public roads, rivers, and streams, unless they contain a recorded archeological site or a designated state land tract in Texas' submerged lands;

(15) maintenance, operation, replacement, or minor modification of an existing oil, gas, or other mineral exploration, production, processing, marketing, refining, or transportation facility or pipeline; ~~and~~

(16) installation, maintenance, operation, replacement, or minor modification of buried communication facilities located in the right-of-way of an existing road; and

(17) any project for which a state permit application

1 has been made prior to promulgation of rules under this section.

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

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 1121 passed the Senate on March 24, 2025, by the following vote: Yeas 30, Nays 0; and that the Senate concurred in House amendment on May 26, 2025, by the following vote: Yeas 31, Nays 0.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 1121 passed the House, with amendment, on May 23, 2025, by the following vote: Yeas 131, Nays 0, two present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor