

Amend **SB 1272** (House Committee Printing) by adding the following SECTION, appropriately numbered, and renumbering the subsequent SECTIONS of the bill accordingly:

SECTION \_\_. (a) The siting, location, and operation of a facility, as defined by Section 382.003, Health and Safety Code, for which an application for a permit to construct the facility is pending with the Texas Commission on Environmental Quality on the effective date of this Act are governed by Chapter 382, Health and Safety Code, as that chapter existed on the date the application was filed.

(b) This section prevails over any conflicting Act of the 78th Legislature, Regular Session, 2003, regardless of the relative dates of enactment.