

BILL ANALYSIS

Senate Research Center
78R5253 JTS-F

S.B. 1250
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Natural Resources
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As Filed

DIGEST AND PURPOSE

The 77th Texas Legislature amended Section 361.121, Health and Safety Code, to prohibit certain responsible persons from applying Class B sludge at a land application unit on or after September 1, 2003, without first obtaining a permit from the Texas Commission on Environmental Quality (TCEQ). However, TCEQ has been unable to process the majority of the permit applications submitted pursuant to Section 361.121 and the statutory deadline is approaching. As proposed, S.B. 1250 authorizes a person who holds a registration for the application of a Class B sludge for a beneficial use approved by the Texas Commission on Environmental Quality (TCEQ) and who, on or before September 1, 2002, has submitted to TCEQ an administratively complete application for a permit under this section to apply Class B sludge in accordance with the terms of the registration until TCEQ issues a final decision to issue or deny the permit for which the person has applied.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 361.121, Health and Safety Code, by amending Subsection (b) and adding Subsection (j), as follows:

(b) Makes a conforming and nonsubstantive change.

(j) Authorizes a person who holds a registration for the application of a Class B sludge for a beneficial use approved by the Texas Commission on Environmental Quality (TCEQ) and who, on or before September 1, 2002, has submitted to TCEQ an administratively complete application for a permit under this section to apply Class B sludge in accordance with the terms of the registration until TCEQ issues a final decision to issue or deny the permit for which the person has applied.

SECTION 2. Effective date: September 1, 2003.