

AN ACT

relating to notice requirements for certain portable facilities under the Clean Air Act.

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

SECTION 1. Section 382.056, Health and Safety Code, is amended by amending Subsection (r) and adding Subsection (s) to read as follows:

(r) This section does not apply to:

(1) the relocation or change of location of a portable facility to a site where a portable facility [~~permitted by the commission is located if no portable facility~~] has been located at the proposed site at any time during the previous two years; or

(2) a facility located temporarily in the right-of-way, or contiguous to the right-of-way, of a public works project.

(s) For any permit application subject to this section, the measurement of distances to determine compliance with any location or distance restriction required by this chapter shall be taken toward structures that are in use as of the date that the application is filed with the commission.

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

H.B. No. 555

1 Act takes effect September 1, 2003.

---

President of the Senate

---

Speaker of the House

I certify that H.B. No. 555 was passed by the House on March 18, 2003, by the following vote: Yeas 148, Nays 0, 1 present, not voting; that the House refused to concur in Senate amendments to H.B. No. 555 on May 20, 2003, and requested the appointment of a conference committee to consider the differences between the two houses; and that the House adopted the conference committee report on H.B. No. 555 on May 31, 2003, by the following vote: Yeas 147, Nays 0, 1 present, not voting.

---

Chief Clerk of the House

H.B. No. 555

I certify that H.B. No. 555 was passed by the Senate, with amendments, on May 12, 2003, by the following vote: Yeas 31, Nays 0; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; and that the Senate adopted the conference committee report on H.B. No. 555 on May 31, 2003, by the following vote: Yeas 30, Nays 0.

---

Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

---

Governor