

By: Farabee

H.B. No. 2847

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the transfer of the powers, duties, and functions under
3 the Texas Aggregate Quarry and Pit Safety Act from the railroad
4 commission to the department of transportation.

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

6 SECTION 1. On the effective date of this Act:

7 (1) all powers, duties, functions, and activities
8 performed by the Railroad Commission of Texas under Chapter 133,
9 Natural Resources Code, immediately before the effective date of
10 this Act are transferred to the Texas Department of Transportation;

11 (2) all employees of the Railroad Commission of Texas
12 whose primary duties relate to the implementation of Chapter 133,
13 Natural Resources Code (Texas Aggregate Quarry and Pit Safety Act),
14 become employees of the Texas Department of Transportation;

15 (3) a rule, form, order, or procedure adopted by the
16 Railroad Commission of Texas for the implementation or enforcement
17 of Chapter 133, Natural Resources Code (Texas Aggregate Quarry and
18 Pit Safety Act), is a rule, form, order, or procedure of the Texas
19 Department of Transportation and remains in effect until changed by
20 the Texas Department of Transportation;

21 (4) a reference in Chapter 133, Natural Resources
22 Code, to the Railroad Commission of Texas means the Texas
23 Department of Transportation;

24 (5) a permit or certification in effect under Chapter

1 133, Natural Resources Code, that was issued by the Railroad
2 Commission of Texas is continued in effect as a permit or
3 certification issued by the Texas Department of Transportation; and

4 (6) a complaint, investigation, or other proceeding
5 under Chapter 133, Natural Resources Code, pending before the
6 Railroad Commission of Texas is transferred without change in
7 status to the Texas Department of Transportation.

8 SECTION 2. This Act takes effect September 1, 2003.