

AN ACT

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

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

SECTION 1. On the effective date of this Act:

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

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

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

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

(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.

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President of the Senate

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Speaker of the House

I certify that H.B. No. 2847 was passed by the House on May 10, 2003, by a non-record vote.

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Chief Clerk of the House

I certify that H.B. No. 2847 was passed by the Senate on May 28, 2003, by the following vote: Yeas 31, Nays 0.

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Secretary of the Senate

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

Date

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Governor