

1-1 By: Farabee (Senate Sponsor - Jackson) H.B. No. 2847
1-2 (In the Senate - Received from the House May 12, 2003;
1-3 May 13, 2003, read first time and referred to Committee on Natural
1-4 Resources; May 23, 2003, reported favorably by the following vote:
1-5 Yeas 9, Nays 0; May 23, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the transfer of the powers, duties, and functions under
1-9 the Texas Aggregate Quarry and Pit Safety Act from the railroad
1-10 commission to the department of transportation.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. On the effective date of this Act:

1-13 (1) all powers, duties, functions, and activities
1-14 performed by the Railroad Commission of Texas under Chapter 133,
1-15 Natural Resources Code, immediately before the effective date of
1-16 this Act are transferred to the Texas Department of Transportation;

1-17 (2) all employees of the Railroad Commission of Texas
1-18 whose primary duties relate to the implementation of Chapter 133,
1-19 Natural Resources Code (Texas Aggregate Quarry and Pit Safety Act),
1-20 become employees of the Texas Department of Transportation;

1-21 (3) a rule, form, order, or procedure adopted by the
1-22 Railroad Commission of Texas for the implementation or enforcement
1-23 of Chapter 133, Natural Resources Code (Texas Aggregate Quarry and
1-24 Pit Safety Act), is a rule, form, order, or procedure of the Texas
1-25 Department of Transportation and remains in effect until changed by
1-26 the Texas Department of Transportation;

1-27 (4) a reference in Chapter 133, Natural Resources
1-28 Code, to the Railroad Commission of Texas means the Texas
1-29 Department of Transportation;

1-30 (5) a permit or certification in effect under Chapter
1-31 133, Natural Resources Code, that was issued by the Railroad
1-32 Commission of Texas is continued in effect as a permit or
1-33 certification issued by the Texas Department of Transportation; and

1-34 (6) a complaint, investigation, or other proceeding
1-35 under Chapter 133, Natural Resources Code, pending before the
1-36 Railroad Commission of Texas is transferred without change in
1-37 status to the Texas Department of Transportation.

1-38 SECTION 2. This Act takes effect September 1, 2003.

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