A BILL TO BE ENTITLED

1   AN ACT

2 relating to the acceptance of organization reports and permit

3 applications and approval of certificates of compliance by the

4 Railroad Commission of Texas.

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

6   SECTION 1. Section 91.114(a), Natural Resources Code, is

7 amended to read as follows:

8   (a) Except as provided by Subsection (d), the commission may

9 not accept an organization report required under Section 91.142 or

10 an application for a permit under this Chapter, Chapter 85, or

11 Chapter 26, 27, or 29, Water Code, or approve a certificate of

12 compliance under Section 85.161 if:

13   (1) the organization that submitted the report,

14 application, or certificate violated a statute or commission rule,

15 order, license, certificate, or permit that relates to safety or

16 the prevention or control of pollution; or

17   (2) a person who holds a position of ownership or

18 control in the organization has, within the seven [~~five~~] years

19 preceding the date on which the report, application, or certificate

20 is filed, held a position of ownership or control in another

21 organization and during that period of ownership or control the

22 other organization violated a statute or commission rule, order,

23 license, permit, or certificate that relates to safety or the

24 prevention or control of pollution.

1   SECTION 2. (a) This Act takes effect immediately if it

2 receives a vote of two-thirds of all the members elected to each

3 house, as provided by Section 39, Article III, Texas Constitution.

4 If this Act does not receive the vote necessary for immediate

5 effect, this Act takes effect September 1, 2003.

6   (b) The change in law made by this Act applies only to an

7 organization report, permit application, or request for

8 certificate of compliance that is filed with the Railroad

9 Commission of Texas on or after the effective date of this Act.