

Suspending limitations on conference committee
jurisdiction, H.B. 1567

By: Bivins

S.R. No. 952

R E S O L U T I O N

1 BE IT RESOLVED by the Senate of the State of Texas, 78th
2 Legislature, Regular Session, 2003, That Senate Rule 12.03 be
3 suspended in part as provided by Senate Rule 12.08 to enable the
4 conference committee appointed to resolve the differences on House
5 Bill No. 1567, relating to the disposal of low-level radioactive
6 waste; authorizing the exercise of the power of eminent domain, to
7 consider and take action on the following matters:

8 (1) Senate Rule 12.03(2) is suspended to permit the
9 committee to omit "and the disposal of low-level radioactive waste
10 under Subchapter F" from amended Section 401.104(b), Health and
11 Safety Code.

12 Explanation: The omission is necessary since the Texas
13 Commission on Environmental Quality is the agency that will issue
14 the low-level radioactive waste disposal facility license under
15 Subchapter F, Chapter 401, Health and Safety Code.

16 (2) Senate Rule 12.03(3) is suspended to permit the
17 committee to add ", the form and content of which is acceptable to
18 the agency" to amended Section 401.109(d)(6), Health and Safety
19 Code.

20 Explanation: The addition is necessary to ensure that an
21 insurance policy provided as security by a license holder under
22 Chapter 401, Health and Safety Code, is acceptable to the state
23 agency issuing the license.

24 (3) Senate Rules 12.03(3) and (4) are suspended to permit

1 the committee to add text not included in either the house or senate
2 version of the bill to proposed Section 401.229, Health and Safety
3 Code, to read as follows:

4 If the commission's costs in processing an application under this
5 subchapter exceed the \$500,000 application processing fee, the
6 commission may assess and collect additional fees from the
7 applicant to recover the costs. Recoverable costs include costs
8 incurred by the commission for administrative review, technical
9 review, and hearings associated with the application.

10 Explanation: The added text is necessary to allow the Texas
11 Commission on Environmental Quality to collect additional fees from
12 a low-level radioactive waste disposal license applicant if the
13 additional fees are necessary to recover certain costs incurred in
14 processing the application.

15 (4) Senate Rule 12.03(1) is suspended to permit the
16 committee to change "180th" to "270th" in proposed Section
17 401.232(g), Health and Safety Code.

18 Explanation: The changed text is necessary to give the Texas
19 Commission on Environmental Quality additional time to select an
20 application for a low-level radioactive waste disposal facility
21 license that has the highest comparative merit.