

Amend CSHB 1900 (House committee printing) by adding the following appropriated numbered section to the bill and renumbering the subsequent sections accordingly:

SECTION \_\_\_\_\_. Subchapter B, Chapter 382, Health and Safety Code, is amended by adding Section 382.0161 to read as follows:

Sec. 382.0161. ADDITIONAL MONITORING REQUIREMENT. (a) Notwithstanding any other law, to the extent practicable the commission shall require the owner or operator of a facility that has the potential to experience a reportable upset event, as defined by commission rule, to install and operate a continuous measurement and monitoring system that documents the occurrence of upset events and accurately establishes the amount of each air contaminant released during an upset event. The commission shall require each facility to which this section applies that is in operation on January 1, 2006, to comply with this section as of that date.

(b) The measurement and monitoring system must measure flow parameters for each gas or other material that is released directly into the atmosphere or indirectly through a flare or other device.

(c) A responsible official of the owner or operator of a facility to which this section applies shall include the measurements under this section in a certification that states that the responsible official has conducted a reasonable inquiry and believes that each statement or measurement included in the certification is true, accurate, and complete.

(d) Beginning September 1, 2008, a responsible official of the owner or operator of a facility to which this section applies shall submit a certification described by Subsection (c) to the commission at least once every six months, and the owner or operator shall keep a copy of the certification at the facility for at least five years from the date that the owner or operator submits the certification to the commission.