

Amend CSHB 1900 as by adding the appropriately numbered sections and re-numbering the subsequent sections accordingly:

SECTION\_\_\_ Subchapter A, Chapter 382, Health and Safety Code, is amended by adding Section 382.042 to read as follows:

Sec. 382.042. EFFECTS SCREENING LEVELS; PENALTY.

(b) A person may not cause, suffer, allow, or permit the emission of any air contaminant or the performance of any activity that causes an effects screening level set by the commission under to be exceeded. The commission by rule shall establish requirements for the assessment of a penalty for a violation of this subsection.

SECTION \_\_\_ Not later than January 1, 2006, the Texas Commission on Environmental Quality shall adopt rules relating to penalties for the exceedence of an effect screening level as required by Section 382.042, Health and Safety Code, as added by this Act.