

Amend CSSB 1354 (House committee printing) in SECTION 2 of the bill, in proposed Section 26.552, Water Code, by adding Subsection (d) (page 5, between lines 9 and 10) to read as follows:

(d) This subchapter does not apply to a person who:

(1) before August 31, 2005, executed a contract for the construction or operation of a quarry or associated processing plant or began construction or operation of a quarry or associated processing plant; and

(2) has a compliance history that would not otherwise prevent the issuance of any environmental permit.