

By: Staples

S.B. No. 444

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to registration fee credits for the owners of certain dry  
3 cleaning facilities that do not participate in the dry cleaning  
4 facility release fund.

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

6 SECTION 1. Section 374.104(b), Health and Safety Code, is  
7 repealed.

8 SECTION 2. An owner of a dry cleaning facility who files an  
9 option not to participate in the dry cleaning facility release fund  
10 on or before December 31, 2005, and whose facility is designated as  
11 nonparticipating by the commission under Section 374.104, Health  
12 and Safety Code, as amended by this Act, is entitled to a credit  
13 against future registration fees under Section 374.102, Health and  
14 Safety Code, to the extent that a registration fee paid in 2004 or  
15 2005 exceeded the amount due for a nonparticipating dry cleaning  
16 facility.

17 SECTION 3. Not later than December 31, 2005, the Texas  
18 Commission on Environmental Quality shall adopt rules governing  
19 applications to register a dry cleaning facility as  
20 nonparticipating in the dry cleaning facility release fund under  
21 Section 374.104, Health and Safety Code, as amended by this Act.

22 SECTION 4. This Act takes effect immediately if it receives  
23 a vote of two-thirds of all the members elected to each house, as  
24 provided by Section 39, Article III, Texas Constitution. If this

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1 Act does not receive the vote necessary for immediate effect, this

2 Act takes effect September 1, 2005.