

1-1 By: Staples S.B. No. 444  
1-2 (In the Senate - Filed February 10, 2005; February 15, 2005,  
1-3 read first time and referred to Committee on Natural Resources;  
1-4 April 20, 2005, reported favorably by the following vote: Yeas 8,  
1-5 Nays 0; April 20, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to registration fee credits for the owners of certain dry  
1-9 cleaning facilities that do not participate in the dry cleaning  
1-10 facility release fund.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Subsection (b), Section 374.104, Health and  
1-13 Safety Code, is repealed.

1-14 SECTION 2. An owner of a dry cleaning facility who files an  
1-15 option not to participate in the dry cleaning facility release fund  
1-16 on or before December 31, 2005, and whose facility is designated as  
1-17 nonparticipating by the Texas Commission on Environmental Quality  
1-18 under Section 374.104, Health and Safety Code, as amended by this  
1-19 Act, is entitled to a credit against future registration fees under  
1-20 Section 374.102, Health and Safety Code, to the extent that a  
1-21 registration fee paid in 2004 or 2005 exceeded the amount due for a  
1-22 nonparticipating dry cleaning facility.

1-23 SECTION 3. Not later than December 31, 2005, the Texas  
1-24 Commission on Environmental Quality shall adopt rules governing  
1-25 applications to register a dry cleaning facility as  
1-26 nonparticipating in the dry cleaning facility release fund under  
1-27 Section 374.104, Health and Safety Code, as amended by this Act.

1-28 SECTION 4. This Act takes effect immediately if it receives  
1-29 a vote of two-thirds of all the members elected to each house, as  
1-30 provided by Section 39, Article III, Texas Constitution. If this  
1-31 Act does not receive the vote necessary for immediate effect, this  
1-32 Act takes effect September 1, 2005.

1-33 \* \* \* \* \*