

Amend CSSB 359 (Senate committee printing) in SECTION 1 of the bill as follows:

(1) In the current Subsection (b), proposed Section 26.603, Water Code (page 2, line 6), strike "The" and substitute "Except as provided by Subsection (c), the".

(2) Between the current Subsections (b) and (c), proposed Section 26.603, Water Code (page 2, between lines 10 and 11), insert a new Subsection (c) of that section to read as follows:

(c) A quarry that is covered by a permit issued by the United States Army Corps of Engineers under Section 404 of the federal Clean Water Act (33 U.S.C. Section 1344) may operate within 100 feet of a stream if that permit authorizes the operation, regardless of whether the quarry is located in a water quality protection area designated under this subchapter.

(3) In the current Subsection (d), proposed Section 26.603, Water Code (page 2, lines 29-30), strike "effluent standards or other water quality requirements, and".

(4) In the current Subsection (d), proposed Section 26.603, Water Code (page 2, line 31), strike the underlined comma after "responsibility" and substitute "that are".

(5) In the current Subsection (e), proposed Section 26.603, Water Code (page 2, line 35), strike "Subsections (c) and (d)" and substitute "Subsections (d) and (e)".

(6) Redesignate the current Subsections (c), (d), and (e), proposed Section 26.603, Water Code, respectively, as Subsections (d), (e), and (f).

(7) In the current Subsection (b), proposed Section 26.609, Water Code (page 3, line 53), strike "effluent or other water quality".