

By: Averitt

S.B. No. 1666

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the authority of the Railroad Commission of Texas to
3 file a lien on certain land adversely affected by past mining
4 practices and reclaimed by the commission.

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

6 SECTION 1. Section 134.150(c), Natural Resources Code, is
7 amended to read as follows:

8 (c) A lien may not be filed under this section against the
9 property of a person who [+

10 [~~(1) owned the surface before May 2, 1977, and~~

11 [~~(2)~~] did not consent to, participate in, or exercise
12 control over the mining operation that necessitated the reclamation
13 performed under this chapter.

14 SECTION 2. The change in law made by this Act applies only
15 to a project to reclaim privately owned land under Subchapter G,
16 Chapter 134, Natural Resources Code, that is completed on or after
17 December 20, 2006. A project to reclaim privately owned land under
18 Subchapter G, Chapter 134, Natural Resources Code, that was
19 completed before December 20, 2006, is governed by the law in effect
20 on the date the project to reclaim the privately owned land was
21 completed, and the former law is continued in effect for that
22 purpose.

23 SECTION 3. This Act takes effect immediately if it receives
24 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2007.