

1-1 By: Averitt S.B. No. 1667  
1-2 (In the Senate - Filed March 8, 2007; March 21, 2007, read  
1-3 first time and referred to Committee on Natural Resources;  
1-4 April 4, 2007, reported favorably by the following vote: Yeas 11,  
1-5 Nays 0; April 4, 2007, sent to printer.)

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

1-8 relating to the amount of an administrative penalty assessed by the  
1-9 Railroad Commission of Texas for a violation of the Texas Surface  
1-10 Coal Mining and Reclamation Act or a permit issued under that act.

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

1-12 SECTION 1. Subsection (b), Section 134.174, Natural  
1-13 Resources Code, is amended to read as follows:

1-14 (b) The penalty may not exceed \$10,000 [~~\$5,000~~] for each  
1-15 violation. Each day a violation continues may be considered a  
1-16 separate violation for purposes of penalty assessments.

1-17 SECTION 2. The change in law made by this Act applies only  
1-18 to the assessment of an administrative penalty under Section  
1-19 134.174, Natural Resources Code, for a violation that occurs on or  
1-20 after the effective date of this Act. The assessment of an  
1-21 administrative penalty under Section 134.174, Natural Resources  
1-22 Code, for a violation that occurs before the effective date of this  
1-23 Act is governed by the law in effect on the date the violation  
1-24 occurred, and that law is continued in effect for that purpose.

1-25 SECTION 3. This Act takes effect September 1, 2007.

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