

By: Gallegos

S.B. No. 176

A BILL TO BE ENTITLED

AN ACT

relating to the reporting of emissions events under the Clean Air Act.

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

SECTION 1. Section 382.0215(b), Health and Safety Code, is amended to read as follows:

(b) The commission shall require the owner or operator of a regulated entity that experiences emissions events:

(1) to maintain a record of all emissions events at the regulated entity in the manner and for the periods prescribed by commission rule;

(2) to notify the commission in a single report for each emissions event, as soon as practicable but not later than three [~~24~~] hours after discovery of the emissions event, of an emissions event resulting in the emission of a reportable quantity of air contaminants as determined by commission rule; and

(3) to report to the commission in a single report for each emissions event, not later than two weeks after the occurrence of an emissions event that results in the emission of a reportable quantity of air contaminants as determined by commission rule, all information necessary to evaluate the emissions event, including:

(A) the name of the owner or operator of the reporting regulated entity;

(B) the location of the reporting regulated

1 entity;

2 (C) the date and time the emissions began;

3 (D) the duration of the emissions;

4 (E) the nature and measured or estimated quantity
5 of air contaminants emitted, including the method of calculation
6 of, or other basis for determining, the quantity of air
7 contaminants emitted;

8 (F) the processes and equipment involved in the
9 emissions event;

10 (G) the cause of the emissions; and

11 (H) any additional information necessary to
12 evaluate the emissions event.

13 SECTION 2. This Act takes effect September 1, 2009.