

Amend CSSB 655 (house committee printing) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter B, Chapter 91, Natural Resources Code, is amended by adding Section 91.020 to read as follows:

Sec. 91.020. PROHIBITION ON PERMIT FOR CERTAIN WELLS TO BE LOCATED NEAR PUBLIC SCHOOL. The commission may not issue a drilling permit for an oil or gas well that is proposed to be located less than 1,200 feet from the property line of a public school, unless:

(1) if electricity is reasonably available at the well location, the well:

(A) is drilled with an electric drilling rig; and

(B) uses electric motors for any necessary onsite compression;

(2) if the well is hydraulically fractured, the engine used for the hydraulic fracturing operation meets federal Tier 3 or 4 emissions standards;

(3) if the well is completed, the well is completed using reduced emissions completion techniques and methods;

(4) the well is located on a well pad that:

(A) exclusively uses low-bleed or no-bleed pneumatic devices; and

(B) has total emissions, including emissions from all equipment on the well pad that:

(i) are authorized under a permit from the Texas Commission on Environmental Quality that includes certified emissions limitations that are 90 percent lower than uncontrolled levels for:

(a) benzene;

(b) carbon disulfide;

(c) hydrogen sulfide;

(d) nitrogen oxides;

(e) sulfur dioxide; and

(f) formaldehyde; or

(ii) result in air contaminant maximum predicted concentrations at the property line of the tract on which the well pad is located that are equal to or less than 10 percent of

the appropriate effects screening level, or 100 percent of the significant impact level for state and federal ambient air quality standards, based on an impacts evaluation for each pollutant described by Subparagraph (i) of this paragraph, conducted under 30 T.A.C. Section 106.352, as that section existed on February 18, 2011; and

(5) the well is located at a site at which the operator employs a noise abatement plan, the implementation of which ensures that noise at the closest point of the school property line resulting from routine and nonroutine operations at the site does not exceed the ambient noise level at that point.

SECTION _____. Section 91.020, Natural Resources Code, as added by this Act, applies only to a drilling permit the application for which is filed with the Railroad Commission of Texas or the Texas Oil and Gas Commission on or after the effective date of this Act. A drilling permit the application for which is filed with the Railroad Commission of Texas before the effective date of this Act is subject to the law in effect on the date the application is filed, and that law is continued in effect for that purpose.