

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

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

SUBCHAPTER S. SALTWATER PIPELINES

Sec. 91.901. DEFINITIONS. In this subchapter:

(1) "Saltwater pipeline facility" means a pipeline facility that conducts water containing salt and other substances produced during drilling or operating natural gas and other types of wells to a disposal or recycling facility.

(2) "Saltwater pipeline operator" means a person who owns, installs, manages, operates, leases, or controls a saltwater pipeline facility.

Sec. 91.902 AUTHORITY TO LAY AND MAINTAIN SALTWATER PIPELINES ON PUBLIC ROAD. A saltwater pipeline operator may install, maintain, and operate a saltwater pipeline facility through, under, along, across, or over a public road only if:

(1) the saltwater pipeline facility complies with applicable:

(A) saltwater safety regulations adopted by the commission relating to saltwater pipeline facilities;

(B) federal regulations relating to saltwater pipeline facilities; and

(C) rules adopted by the commission and the Texas Transportation Commission relating to the horizontal or vertical placement of the pipeline facility; and

(2) the saltwater pipeline operator ensures that the public road and associated facilities are promptly restored to their former condition of usefulness after the installation or maintenance of the pipeline facility is complete.

Sec. 91.903. RELOCATION OF SALTWATER PIPELINE FACILITY FOR CERTAIN PURPOSES. (a) The Texas Transportation Commission may require a saltwater pipeline operator to relocate a saltwater pipeline facility at a cost of the saltwater pipeline operator to accommodate construction or expansion of a public road unless the saltwater pipeline operator has a property interest in the land

occupied by the saltwater pipeline facility to be relocated.

(b) Upon entering into any construction contract requiring the relocation of a saltwater pipeline facility, the Texas Transportation Commission shall give to the saltwater pipeline operator 30 days' written notice of the requirement. The saltwater pipeline operator shall not be required to move the saltwater pipeline facility prior to the expiration of the 30 day period. The notice must identify the saltwater pipeline facility to be relocated and indicate the approximate location on the new right-of-way where the saltwater pipeline operator may place the saltwater pipeline facility.

Sec. 91.904. CONSTRUCTION OF SUBCHAPTER. This subchapter shall not be construed to:

(1) limit the authority of a saltwater pipeline facility to use a public right-of-way under any other law; or

(2) require a saltwater pipeline operator to utilize a public right-of-way in lieu of an alternative route selected by the operator; or

(3) affect the authority of a municipality to:

(A) regulate the use of a public right-of-way by a saltwater pipeline operator under any other law;

(B) require payment of any applicable charge under Subsection 182.025 and 182.036, Tax Code.

Sec. 91.906. RULES. The commission shall adopt rules to implement this subchapter.