

By: Smith of Harris

H.B. No. 3541

Substitute the following for H.B. No. 3541:

By: Chisum

C.S.H.B. No. 3541

A BILL TO BE ENTITLED

AN ACT

relating to requirements to meet national ambient air quality standards.

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

SECTION 1. Section 382.0518, Health and Safety Code, is amended by adding Subsection (d-1) to read as follows:

(d-1) The commission may not require an applicant for a permit to construct or modify a source other than a major emitting facility, as defined by Section 169 of the federal Clean Air Act (42 U.S.C. Section 7479), to demonstrate that the source complies with a national ambient air quality standard unless compliance with the standard is required for that source by:

(1) the state implementation plan adopted to implement, maintain, and enforce that standard in accordance with Section 110 of the federal Clean Air Act (42 U.S.C. Section 7410);

(2) the federal Clean Air Act; or

(3) another provision of this chapter.

SECTION 2. This Act takes effect September 1, 2011.