

By: Smith of Harris

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. Subchapter B, Chapter 382, Health and Safety Code, is amended by adding Section 382.0174 to read as follows:

Sec. 382.0174. NATIONAL AMBIENT AIR QUALITY STANDARD COMPLIANCE. The commission may not require a person who applies for a permit or authorization under this chapter to demonstrate that the activity to be permitted or authorized complies with a national ambient air quality standard unless the demonstration is required by:

(1) Section 165(a)(3) of the federal Clean Air Act (42 U.S.C. Section 7475(a)(3)); or

(2) the state implementation plan adopted under Section 382.0173.

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