

By: Burnam

H.B. No. 379

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the imposition of a fee on oil and gas waste disposed of  
3 by injection in a commercial injection well permitted by the  
4 Railroad Commission of Texas.

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

6 SECTION 1. Subchapter C, Chapter 27, Water Code, is amended  
7 by adding Section 27.037 to read as follows:

8 Sec. 27.037. OIL-FIELD CLEANUP REGULATORY FEE ON OIL AND  
9 GAS WASTE DISPOSED OF IN COMMERCIAL INJECTION WELL. (a) In this  
10 section, "commercial injection well" means an injection well the  
11 business purpose of which includes providing to the public, for  
12 compensation, disposal of oil and gas waste by injection.

13 (b) An oil-field cleanup regulatory fee is imposed on oil  
14 and gas waste disposed of by injection in a commercial injection  
15 well permitted by the railroad commission under this chapter in the  
16 amount of one cent for each barrel of 42 standard gallons.

17 (c) The comptroller shall collect the fee. The comptroller  
18 by rule shall prescribe the manner in which the fee is administered,  
19 collected, and enforced.

20 (d) The comptroller shall deposit the proceeds from the fee  
21 to the credit of the oil and gas regulation and cleanup fund as  
22 provided by Section 81.067, Natural Resources Code.

23 SECTION 2. Section 81.067(c), Natural Resources Code, is  
24 amended to read as follows:

1 (c) The fund consists of:

2 (1) proceeds from bonds and other financial security  
3 required by this chapter and benefits under well-specific plugging  
4 insurance policies described by Section 91.104(c) that are paid to  
5 the state as contingent beneficiary of the policies, subject to the  
6 refund provisions of Section 91.1091, if applicable;

7 (2) private contributions, including contributions  
8 made under Section 89.084;

9 (3) expenses collected under Section 89.083;

10 (4) fees imposed under Section 85.2021;

11 (5) costs recovered under Section 91.457 or 91.459;

12 (6) proceeds collected under Sections 89.085 and  
13 91.115;

14 (7) interest earned on the funds deposited in the  
15 fund;

16 (8) oil and gas waste hauler permit application fees  
17 collected under Section 29.015, Water Code;

18 (9) costs recovered under Section 91.113(f);

19 (10) hazardous oil and gas waste generation fees  
20 collected under Section 91.605;

21 (11) oil-field cleanup regulatory fees on oil  
22 collected under Section 81.116;

23 (12) oil-field cleanup regulatory fees on gas  
24 collected under Section 81.117;

25 (13) fees for a reissued certificate collected under  
26 Section 91.707;

27 (14) fees collected under Section 91.1013;

- 1           (15) fees collected under Section 89.088;  
2           (16) fees collected under Section 91.142;  
3           (17) fees collected under Section 91.654;  
4           (18) costs recovered under Sections 91.656 and 91.657;  
5           (19) two-thirds of the fees collected under Section  
6 81.0521;  
7           (20) fees collected under Sections 89.024 and 89.026;  
8           (21) legislative appropriations; [~~and~~]  
9           (22) any surcharges collected under Section 81.070;  
10 and  
11           (23) oil-field cleanup regulatory fees on oil and gas  
12 waste disposed of by injection in a commercial injection well  
13 collected under Section 27.037, Water Code.

14           SECTION 3. The comptroller shall adopt rules as necessary  
15 to implement Section 27.037, Water Code, as added by this Act, not  
16 later than December 1, 2013.

17           SECTION 4. This Act takes effect September 1, 2013.