

By: Smith

H.B. No. 2635

A BILL TO BE ENTITLED

AN ACT

relating to the facilities to which Chapter 68, Water Code,  
applies.

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

SECTION 1. Section 68.051(b), Water Code, is amended to  
read as follows:

(b) This chapter applies to the following types of  
facilities in the district:

- (1) a chemical manufacturers' association facility;
- (2) a mutual aid organization facility;
- (3) a facility as defined in 46 U.S.C. Section 70101;
- (4) a facility described by 33 C.F.R. Section 105.105(a);
- (5) a facility subject to an area maritime transportation security plan under 46 U.S.C. Section 70103(b);
- (6) a facility subject to 40 C.F.R. Part 112;
- (7) a general shipyard facility as defined by 46 C.F.R. Section 298.2;
- (8) a facility included in one or more of the following categories and codes of the 2007 North American Industry Classification System:
  - (A) crude petroleum and natural gas extraction, 211111;
  - (B) petroleum refineries, 324110;

(C) petrochemical [~~petroleum~~] manufacturing,  
3251 [~~325110~~];

(D) petroleum lubricating oil and grease  
manufacturing, 324191;

(E) all other petroleum and coal products  
manufacturing, 324199;

(F) all other chemical [~~and—other~~]  
manufacturing, 325998 [~~311111-339999~~];

(G) petroleum bulk stations and terminals,  
424710;

(H) plastics, chemical, and petroleum  
wholesalers, 424610, 424690, and 424720;

(I) transportation, including rail, water, and  
road transportation and pipelines, 482111-482112, 483111-483114,  
484110-484230, 486110-486990, 488210, 488390, and 488490;

(J) port and harbor operations, 488310;

(K) marine cargo handling, 488320;

(L) warehousing and storage, including general,  
refrigerated, farm and other, 493110, 493120, 493130, and 493190;  
and

(M) deep sea and coastal freight and passenger  
transportation, 483111-483114; and

(9) a facility described by Subsection (c).

SECTION 2. This Act takes effect immediately if it receives  
a vote of two-thirds of all the members elected to each house, as  
provided by Section 39, Article III, Texas Constitution. If this  
Act does not receive the vote necessary for immediate effect, this

H.B. No. 2635

1 Act takes effect September 1, 2013.