

Amend CSHB 40 (house committee printing) as follows:

(1) On page 2, line 4, strike the semicolon and substitute a comma.

(2) On page 2, strike lines 5 through 11 and substitute "oil and gas operation" means an activity".

(3) On page 2, line 18, strike "Except as provided by Subsection (c), a" and substitute "A".

(4) Strike page 2, line 25, through page 3, line 15, and substitute the following:

(c) The authority of a municipality or other political subdivision to regulate an oil and gas operation is expressly preempted, except that the commission or the Texas Commission on Environmental Quality, as applicable, may authorize a municipality or other political subdivision to inspect facilities used in oil and gas operations for violations of, monitor facilities used in oil and gas operations for compliance with, and otherwise enforce state laws and regulations that apply to oil and gas operations within the boundaries or extraterritorial jurisdiction of the municipality or political subdivision.