

By: Springer

H.B. No. 239

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to storage of flammable liquids at retail service stations  
3 in unincorporated areas and certain municipalities.

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

5 SECTION 1. Sections 753.004(d) and (e), Health and Safety  
6 Code, are amended to read as follows:

7 (d) Gasoline, diesel fuel, or kerosene may be stored in an  
8 aboveground storage tank [~~with a capacity of not more than 4,000~~  
9 ~~gallons~~] at a retail service station located in an unincorporated  
10 area or in a municipality with a population of less than 5,000.

11 (e) Under Subsection (d), a retail service station may have  
12 a tank [~~not exceeding the specified capacity~~] for each separate  
13 grade of gasoline, diesel fuel, or kerosene, but may not have more  
14 than one tank [~~of that capacity~~] for the same grade.

15 SECTION 2. This Act takes effect immediately if it receives  
16 a vote of two-thirds of all the members elected to each house, as  
17 provided by Section 39, Article III, Texas Constitution. If this  
18 Act does not receive the vote necessary for immediate effect, this  
19 Act takes effect September 1, 2015.