

By: Isaac

H.B. No. 912

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the dismissal of protests against certain decisions and
3 actions of the Texas Commission on Environmental Quality regarding
4 wastewater discharge permits.

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

6 SECTION 1. Subchapter B, Chapter 26, Water Code, is amended
7 by adding Section 26.0284 to read as follows:

8 Sec. 26.0284. DISMISSAL OF CERTAIN PROTESTS. (a) In this
9 section, "protest" means:

10 (1) a request that the commission hold a contested
11 case hearing on an application for a wastewater discharge permit;

12 (2) a request that the commission reconsider the
13 executive director's decision to issue a wastewater discharge
14 permit;

15 (3) a motion requesting that the commission overturn
16 the executive director's issuance of a wastewater discharge permit;
17 or

18 (4) a motion requesting that the commission review its
19 decision denying a request for a contested case hearing on an
20 application for a wastewater discharge permit or approving an
21 application for a wastewater discharge permit after a contested
22 case hearing has been conducted.

23 (b) The commission shall dismiss a protest if the protest is
24 filed by a municipality that is subject to less stringent

1 wastewater treatment requirements than the requirements
2 established by the permit.

3 SECTION 2. The changes in law made by this Act apply only to
4 a request or motion filed with the Texas Commission on
5 Environmental Quality on or after the effective date of this Act. A
6 request or motion filed before the effective date of this Act is
7 governed by the law in effect on the date the request or motion was
8 filed, and the former law is continued in effect for that purpose.

9 SECTION 3. This Act takes effect September 1, 2015.