

By: Zaffirini

S.B. No. 1926

A BILL TO BE ENTITLED

AN ACT

relating to permits to be issued for the storage and disposal of certain oil and gas waste.

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

SECTION 1. Subchapter D, Chapter 91, Natural Resources Code, is amended by adding Section 91.118 to read as follows:

Sec. 91.118. PERMITS REQUIRED FOR COMMERCIAL STORAGE AND DISPOSAL FACILITIES. (a) The commission by rule shall regulate through the issuance of permits the commercial storage and disposal of oil and gas wastes.

(b) Rules adopted under this section must provide:

(1) that a permit application must include:

(A) a land use analysis for the area within a one-mile radius of the proposed site that includes information regarding:

(i) stormwater facilities;

(ii) the results of soil testing;

(iii) the locations of schools, hospitals, and residences;

(iv) water resources; and

(v) geology and hydrogeology;

(B) a site development plan that includes:

(i) design documents;

(ii) a groundwater monitoring plan; and

1 (iii) a stormwater management plan; and
2 (C) a site operating plan that includes operating
3 hours and procedures for:
4 (i) facility operation;
5 (ii) recordkeeping;
6 (iii) litter and leachate management;
7 (iv) special waste handling; and
8 (v) site closure;
9 (2) criteria for issuance and denial of a permit,
10 including criteria to determine whether to require a buffer zone
11 around the facility; and
12 (3) requirements to obtain a bond, as described by
13 Section 91.109.

14 SECTION 2. Not later than January 1, 2016, the Railroad
15 Commission of Texas shall adopt rules as required by Section
16 91.118, Natural Resources Code, as added by this Act.

17 SECTION 3. This Act takes effect immediately if it receives
18 a vote of two-thirds of all members elected to each house, as
19 provided by Section 39, Article III, Texas Constitution. If this
20 Act does not receive the vote necessary for immediate effect, this
21 Act takes effect September 1, 2015.