

By: Dutton

H.B. No. 2496

A BILL TO BE ENTITLED

AN ACT

relating to the mailing of a notice of intent to obtain an environmental permit to certain state legislators.

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

SECTION 1. Section 5.552(b), Water Code, is amended to read as follows:

(b) Not later than the 30th day after the date the executive director determines the application to be administratively complete:

(1) the applicant shall publish notice of intent to obtain a permit at least once in the newspaper of largest circulation in the county in which the facility to which the application relates is located or proposed to be located or, if the facility to which the application relates is located or proposed to be located in a municipality, at least once in a newspaper of general circulation in the municipality; and

(2) the chief clerk of the commission shall:

(A) mail notice of intent to obtain a permit to:

~~[(A) the state senator and representative who represent the general area in which the facility is located or proposed to be located,]~~

(i) ~~[(B)]~~ the mayor and health authorities of the municipality in which the facility is located or proposed to be located;

1 (ii) [~~(C)~~] the county judge and health
2 authorities of the county in which the facility is located or
3 proposed to be located; and

4 (iii) [~~(D)~~] the river authority in which
5 the facility is located or proposed to be located if the application
6 is under Chapter 26, Water Code; and

7 (B) send notice of intent to obtain a permit by
8 certified letter, return receipt requested, to the state senator
9 and representative who represent the general area in which the
10 facility is located or proposed to be located.

11 SECTION 2. The changes in law made by this Act apply only to
12 an application for a permit that is filed with the Texas Commission
13 on Environmental Quality on or after the effective date of this Act.
14 An application for a permit filed before the effective date of this
15 Act is governed by the law in effect on the date of filing, and that
16 law is continued in effect for that purpose.

17 SECTION 3. This Act takes effect September 1, 2017.