

By: Perez

H.B. No. 4181

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the electronic transmission of certain notice required
3 for air quality permits.

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

5 SECTION 1. Section 382.055, Health and Safety Code, is
6 amended by amending Subsections (c) and (h) and adding Subsection
7 (c-1) to read as follows:

8 (c) Not less than 180 days before the date on which the
9 renewal application is due, the commission shall provide written
10 notice to the permit holder, by registered or certified mail or as
11 provided by Subsection (c-1), that the permit is scheduled for
12 review in accordance with this section. The notice must include a
13 description of the procedure for filing a renewal application and
14 the information to be included in the application.

15 (c-1) A notice under Subsection (c) may be sent by
16 electronic communication if the commission develops a system that
17 reliably replaces registered or certified mail as a means of
18 verifying receipt of the notice.

19 (h) If the holder of a preconstruction permit to whom the
20 commission has mailed or otherwise sent notice under this section
21 does not apply for renewal of that permit by the date specified by
22 the commission under this section, the permit shall expire at the
23 end of the period described in Subsection (a).

24 SECTION 2. Section 382.0562(a), Health and Safety Code, is

1 amended to read as follows:

2 (a) The commission or its designee shall send notice of a
3 proposed final action on a federal operating permit by first-class
4 mail or electronic communication to the applicant and all persons
5 who comment during the public comment period or at the public
6 hearing. The notice shall include a response to any comment
7 submitted during the public comment period and shall identify any
8 change in the conditions of the draft permit and the reasons for the
9 change.

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