

By: Kolkhorst

S.B. No. 551

A BILL TO BE ENTITLED

AN ACT

relating to inaccurate or incomplete permit applications for solid waste facilities.

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

SECTION 1. Subchapter C, Chapter 361, Health and Safety Code, is amended by adding Section 361.0681 to read as follows:

Sec. 361.0681. RETURN OR DENIAL OF INCOMPLETE OR INACCURATE APPLICATION. (a) Before the commission determines that a permit application is administratively and technically complete, the commission may return the application to an applicant if the application is incomplete or inaccurate.

(b) The commission:

(1) shall deny a permit application the commission finds to be incomplete or inaccurate during technical review if the commission returned a previous version of the application to the applicant during technical review because the previous version was incomplete or inaccurate; and

(2) may not approve a subsequent application for a solid waste facility at the site that was the subject of the denied application under Subdivision (1).

SECTION 2. The changes in law made by this Act apply only to an application for the issuance of a permit pending before the Texas Commission on Environmental Quality on or after the effective date of this Act.

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