86R13316 SLB-D

By:  Darby H.B. No. 2805

A BILL TO BE ENTITLED

AN ACT

relating to permit application requirements for taking sand, gravel, marl, shell, and mudshell.

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

SECTION 1.  Section 86.003, Parks and Wildlife Code, is amended by adding Subsection (c) to read as follows:

(c)  The commission shall prescribe a single application form for an individual or general permit. The form must require individual and general permit applicants to provide the same information, including information regarding:

(1)  the publication of notice in a daily or weekly newspaper other than the newspaper with the greatest circulation in the county or counties affected by the issuance of the permit;

(2)  the mailing addresses of alongshore property owners for one-half of a river mile above and below the proposed area of disturbance described in the permit;

(3)  a sedimentation impact assessment;

(4)  any amendments to the permit, if the application is for the renewal of a permit;

(5)  the tax delinquency status of the applicant, if the applicant is a corporation; and

(6)  the names of the proprietor or general partners of the applicant, if the applicant is a sole proprietorship or partnership.

SECTION 2.  The changes in law made by this Act apply only to a permit application for the taking of sand, gravel, marl, shell, or mudshell that is filed with the Parks and Wildlife Department on or after the effective date of this Act. A permit application for the taking of sand, gravel, marl, shell, or mudshell filed before the effective date of this Act is governed by the law in effect when the permit application was filed, and the former law is continued in effect for that purpose.

SECTION 3.  This Act takes effect September 1, 2019.