

By: Lozano

H.B. No. 2773

A BILL TO BE ENTITLED

AN ACT

relating to a prohibition on the issuance by the Railroad Commission of Texas of a permit for a commercial surface disposal facility located near a school.

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. COMMERCIAL SURFACE DISPOSAL FACILITY PROHIBITED NEAR SCHOOL. (a) In this section, "commercial surface disposal facility" has the meaning assigned by Section 91.116.

(b) The commission may not approve an application for a commercial surface disposal facility if any part of the site of the facility is located less than two miles from a school.

SECTION 2. The change in law made by this Act applies only to an application for a permit that is pending before the Railroad Commission of Texas on or after the effective date of this Act.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2019.