

By: Zwiener

H.B. No. 3034

A BILL TO BE ENTITLED

AN ACT

relating to the requirements for aggregate production operation air permits.

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

SECTION 1. Subchapter C, Chapter 382, Health and Safety Code, is amended by adding Section 382.067 to read as follows:

Sec. 382.067. AGGREGATE PRODUCTION OPERATION ROAD LOAD LIMITS. (a) In this section, "aggregate production operation" has the meaning assigned by Section 28A.001, Water Code.

(b) The commission may not issue an air permit under Section 382.051 to an aggregate production operation unless the operation demonstrates that the Texas Department of Transportation and the commissioners court of the county in which the proposed aggregate production operation is located have established load limits under Sections 621.102 and 621.301, Transportation Code, on each road on which the operation expects to operate vehicles.

(c) An aggregate production operation may petition to the Texas Department of Transportation for a technical review of a load limit established by the commissioners court under Subsection (b).

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

1 law is continued in effect for that purpose.

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