

1-1 By: Birdwell S.B. No. 530  
 1-2 (In the Senate - Filed January 30, 2019; February 21, 2019,  
 1-3 read first time and referred to Committee on Water & Rural Affairs;  
 1-4 March 4, 2019, rereferred to Committee on Natural Resources &  
 1-5 Economic Development; March 21, 2019, reported favorably by the  
 1-6 following vote: Yeas 11, Nays 0; March 21, 2019, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			
1-19	X			

1-20 A BILL TO BE ENTITLED  
 1-21 AN ACT

1-22 relating to civil and administrative penalties assessed or imposed  
 1-23 for violations of laws protecting drinking water, public water  
 1-24 supplies, and bodies of water.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Section 341.048(b), Health and Safety Code, is  
 1-27 amended to read as follows:

1-28 (b) A person who causes, suffers, allows, or permits a  
 1-29 violation under this subchapter shall be assessed a civil penalty  
 1-30 of not less than \$50 and not ~~more~~ more than \$5,000 [~~\$1,000~~] for  
 1-31 each violation. Each day of a continuing violation is a separate  
 1-32 violation.

1-33 SECTION 2. Section 341.049(a), Health and Safety Code, is  
 1-34 amended to read as follows:

1-35 (a) If a person causes, suffers, allows, or permits a  
 1-36 violation of this subchapter or a rule or order adopted under this  
 1-37 subchapter, the commission may assess a penalty against that person  
 1-38 as provided by this section. The penalty shall not be less than \$50  
 1-39 and not ~~more~~ more than \$5,000 [~~\$1,000~~] for each violation. Each  
 1-40 day of a continuing violation may be considered a separate  
 1-41 violation.

1-42 SECTION 3. (a) Section 341.048(b), Health and Safety Code,  
 1-43 as amended by this Act, applies to an action brought on or after the  
 1-44 effective date of this Act, regardless of whether the violation  
 1-45 giving rise to that action occurred on, before, or after that date.

1-46 (b) Section 341.049(a), Health and Safety Code, as amended  
 1-47 by this Act, applies only to a violation that occurs on or after the  
 1-48 effective date of this Act. A violation that occurs before the  
 1-49 effective date of this Act is governed by the law in effect on the  
 1-50 date the violation was committed, and the former law is continued in  
 1-51 effect for that purpose.

1-52 SECTION 4. This Act takes effect September 1, 2019.

1-53 \* \* \* \* \*