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HOUSE OF REPRESENTATIVES

FLOOR AMENDMENT NO. _____

BY: King of Uvalde

1 Amend C.S.H.B. No. 3516 by striking all below the enacting
2 clause and substituting the following:

3 SECTION 1. Section 122.004, Natural Resources Code, is
4 amended to read as follows:

5 Sec. 122.004. COMMISSION RULES FOR TREATMENT AND BENEFICIAL
6 USE. (a) The commission shall adopt rules to govern the treatment
7 and beneficial use of oil and gas waste.

8 (b) Rules adopted under this section must:

9 (1) encourage fluid oil and gas waste recycling for
10 beneficial purposes; and

11 (2) establish standards for the issuance of permits
12 for commercial recycling of fluid oil and gas waste.

13 (c) In adopting rules under this section, the commission
14 shall consider previously adopted rules for recycling fluid oil and
15 gas waste.

16 (d) Rules adopted under this section for commercial
17 recycling of fluid oil and gas waste must establish:

18 (1) minimum siting standards for fluid recycling pits;

19 (2) uniform technical, construction, and placement
20 standards;

21 (3) uniform standards for estimating closure costs;

22 (4) minimum and maximum bonding and financial security
23 amounts based on factors determined by the commission; and

24 (5) standards for sampling and analysis of fluid oil
25 and gas waste.

26 (e) The commission shall approve or deny an application for
27 a permit issued under rules adopted under this section not later
28 than the 90th day after the date the complete application was
29 received by the commission, unless a protest is filed with the

1 commission, in which case the commission may extend the amount of
2 time to approve or deny the application in order to allow for
3 notice, public comment, and a public hearing on the application. If
4 the commission does not approve or deny the application before that
5 date, the permit application is considered approved and the
6 applicant may operate under the terms specified in the application
7 for a period of one year.

8 (f) An application requesting a variance from the standards
9 adopted under this section must be evaluated and determined to be
10 substantially similar to previous variances approved by the
11 commission.

12 SECTION 2. This Act takes effect September 1, 2021.