

By: Miles

S.B. No. 1529

A BILL TO BE ENTITLED

AN ACT

relating to notice to property owners regarding certain stationary LP-gas installations.

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

SECTION 1. The heading to Subchapter M, Chapter 113, Natural Resources Code, is amended to read as follows:

SUBCHAPTER M. REQUIRED NOTICES [~~CONSUMER SAFETY NOTIFICATION~~]

SECTION 2. The heading to Section 113.401, Natural Resources Code, is amended to read as follows:

Sec. 113.401. CONSUMER SAFETY NOTIFICATION [~~NOTICE REQUIRED~~].

SECTION 3. Subchapter M, Chapter 113, Natural Resources Code, is amended by adding Section 113.402 to read as follows:

Sec. 113.402. NOTICE FOR CERTAIN STATIONARY LP-GAS INSTALLATIONS. (a) For a proposed installation or modification of a stationary LP-gas installation with an aggregate water capacity of 10,000 gallons or more, the commission shall require the applicant to mail notice containing the information required by the commission by registered or certified mail, return receipt requested, or by any other form of mail that provides proof of delivery, to all owners of real property situated within 500 feet of the proposed container location.

(b) The applicant shall maintain a record of the proof of delivery for a period of time as determined by the commission.

1 (c) The commission may exempt from the requirements of this
2 section certain installations where LP-gas containers of 10,000
3 gallons or more aggregate water capacity are used as fuel storage
4 supply for asphalt heating.

5 SECTION 4. The change in law made by this Act applies only
6 to an application for the installation or modification of a
7 stationary LP-gas installation that is filed with the Railroad
8 Commission of Texas on or after the effective date of this Act. An
9 application for the installation or modification of a stationary
10 LP-gas installation that is filed before the effective date of this
11 Act is governed by the law in effect on the date of filing, and that
12 law is continued in effect for that purpose.

13 SECTION 5. This Act takes effect immediately if it receives
14 a vote of two-thirds of all the members elected to each house, as
15 provided by Section 39, Article III, Texas Constitution. If this
16 Act does not receive the vote necessary for immediate effect, this
17 Act takes effect September 1, 2023.