

By: Walle

H.B. No. 1768

A BILL TO BE ENTITLED

AN ACT

relating to the construction, expansion, or modification of certain concrete plants under a standard permit.

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

SECTION 1. Section 382.05195, Health and Safety Code, is amended by adding Subsection (f-1) and amending Subsection (k) to read as follows:

(f-1) This subsection applies only to a standard permit issued under this section that authorizes the operation of a concrete plant that performs wet batching, dry batching, or central mixing, including a permanent, temporary, or specialty concrete batch plant, as defined by the commission. If the commission amends the standard permit, the commission may require each facility operator authorized to begin new construction, expansion, or modification of a facility under the former standard permit to update the facility's plans for the new construction, expansion, or modification in accordance with the amended standard permit if the facility operator did not begin the construction, expansion, or modification before the adoption of the amended permit.

(k) An application for an authorization to use ~~[the issuance of]~~ a standard permit issued under this section for a concrete plant that performs wet batching, dry batching, or central mixing, including a permanent, temporary, or specialty concrete batch plant, as defined by the commission, must include a plot plan that

1 clearly shows:

2 (1) a distance scale;

3 (2) a north arrow;

4 (3) all property lines, emission points, buildings,
5 tanks, and process vessels and other process equipment in the area
6 in which the facility will be located;

7 (4) at least two benchmark locations in the area in
8 which the facility will be located; and

9 (5) if the permit requires a distance, setback, or
10 buffer from other property or structures as a condition of the
11 permit, whether the required distance or setback will be met.

12 SECTION 2. Section [382.05198](#), Health and Safety Code, is
13 amended by amending Subsection (c) and adding Subsection (d) to
14 read as follows:

15 (c) An application for an authorization to use ~~[the issuance~~
16 ~~of]~~ a standard permit issued under this section must include a plot
17 plan that meets the requirements of Section [382.05195](#)(k).

18 (d) If the commission amends a standard permit issued under
19 this section, the commission may require each facility operator
20 authorized to begin new construction, expansion, or modification of
21 a facility under the former standard permit to update the
22 facility's plans for the new construction, expansion, or
23 modification in accordance with the amended standard permit if the
24 facility operator did not begin the construction, expansion, or
25 modification before the adoption of the amended permit.

26 SECTION 3. This Act takes effect immediately if it receives
27 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2025.