

By: Alvarado

S.B. No. 1178

A BILL TO BE ENTITLED

AN ACT

relating to standard permits for certain concrete plants.

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

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

(k) An application for an authorization to use ~~[the issuance of]~~ a standard permit 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:

(1) a statement of the proposed daily hours of operation for:

(A) the facility; and

(B) vehicles associated with transporting material to or from the facility; and

(2) a plot plan that clearly shows:

(A) [~~(1)~~] a distance scale;

(B) [~~(2)~~] a north arrow;

(C) [~~(3)~~] all property lines, emission points, buildings, tanks, and process vessels and other process equipment in the area in which the facility will be located;

(D) [~~(4)~~] at least two benchmark locations in the area in which the facility will be located; and

1            (E) [~~(5)~~] if the permit requires a distance,  
2 setback, or buffer from other property or structures as a condition  
3 of the permit, whether the required distance or setback will be met.

4            (1) A standard permit described by Subsection (k):

5            (1) must require that, unless the executive director  
6 provides otherwise in the authorization to use the standard permit:

7            (A) the facility operate only after 7:00 a.m. and  
8 before 7:00 p.m.; and

9            (B) at the facility site, vehicles transport  
10 material used in the production of concrete only after 5:00 a.m. and  
11 before 9:00 p.m.;

12            (2) may allow the executive director to include in the  
13 authorization to use the standard permit alternative operating  
14 hours for the facility for use during not more than five days per  
15 calendar year to accommodate special circumstances;

16            (3) must allow the appropriate commission regional  
17 office to authorize temporary alternative operating hours for the  
18 facility in response to a disaster or other emergency; and

19            (4) must require that records be maintained on site  
20 that show the use of alternative operating hours authorized under  
21 Subdivision (2) or (3).

22            SECTION 2. Section [382.051985](#), Health and Safety Code, is  
23 amended by adding Subsection (c) to read as follows:

24            (c) Section [382.05195](#)(1) does not apply to a plant permitted  
25 under this section.

26            SECTION 3. This Act takes effect September 1, 2025.