

By: Cook

S.B. No. 1768

A BILL TO BE ENTITLED

1 AN ACT

2 relating to a health impact assessment for certain transportation
3 projects of the Texas Department of Transportation.

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

5 SECTION 1. Subchapter H, Chapter 201, Transportation Code,
6 is amended by adding Section 201.6045 to read as follows:

7 Sec. 201.6045. HEALTH IMPACT ASSESSMENT REQUIRED FOR
8 CERTAIN TRANSPORTATION PROJECTS. (a) In this section, "health
9 impact assessment" means a comprehensive report that analyzes the
10 potential health impacts of a proposed transportation project.

18 (c) A health impact assessment required under this section
19 must:

24 (2) identify the populations affected by the health

1 impacts and anticipated air quality changes described by
2 Subdivision (1); and

3 (3) include mitigation strategies to minimize the
4 potential adverse impacts and enhance the positive impacts of the
5 project.

6 (d) The department may contract with a nongovernmental
7 organization to perform a health impact assessment required under
8 this section.

9 (e) The department shall:

10 (1) make available to the public on the department's
11 Internet website a draft of each health impact assessment performed
12 under this section in English and Spanish before publishing a final
13 health impact assessment;

14 (2) provide all interested persons with a period of
15 not less than 45 days from the date the draft health impact
16 assessment is published under Subdivision (1) to provide oral or
17 written comments or data to the department regarding the draft
18 health impact assessment; and

19 (3) after the close of the comment period described by
20 Subdivision (2) and making any revisions to the draft health impact
21 assessment, publish the final version of the health impact
22 assessment in the same manner required under Subdivision (1).

23 (f) The department may not make a final decision on a
24 proposed transportation project for which a health impact
25 assessment is required under this section until at least 30 days
26 after the publication of the final health impact assessment under
27 Subsection (e)(3).

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1 SECTION 2. Section 201.6045, Transportation Code, as added
2 by this Act, applies only to a transportation project that becomes
3 subject to review under the National Environmental Policy Act of
4 1969 (42 U.S.C. Section 4321 et seq.) on or after the effective date
5 of this Act.

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