

2019 Legislative Session

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2019 Legislative Session

Over 60 Air Quality House and Senate Bills

Over 60 Waste House Bills and Senate Bills

Over 140 Water House and Senate Bills

Over 70 Other Environmental House and Senate Bills

Over 80 Oil & Gas House and Senate Bills

2019 Legislative Session

Air Quality

- A number of bills affecting the **Texas Emission Reduction Plan program**
- A number of bills affecting **Concrete Batch Plants**
- A number of bills affecting the **Contested Case Hearings Process**
- A number of bills affect **Concrete Crushing and Aggregate Facilities**
- A number of bills associated with **Flooding**
- Several bills on **Air Quality Permitting**
- A couple of **Air Monitoring** bills
- A couple of **Affirmative Defense** bills

2019 Legislative Session

Expedited Permitting

- **C.S.S.B. 500** makes the following appropriations in addition to the TCEQ for the 2019 state fiscal year, all fee revenues collected from expedited permit review surcharges for costs incurred to support the expedited processing of permit applications
- The supplemental appropriations bill has passed the Senate and the House
- Final Step to be approved by the Governor

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Expedited Permitting

- **HB 1747** The commission shall be appropriated any revenue from fee revenues collected and deposited to the account from expedited permit review surcharges assessed in accordance with this section.
- Currently the fee may only be used to cover the expenses incurred for overtime or contract labor to process an expedited permit application. TECQ has utilized both contract labor and overtime in an effort to meet the demand for the expedited permit program.

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Expedited Permitting

- **SB 698/HB 1708/HB 1688** amends Section 382.05155 of the Health and Safety Code to allow TCEQ to use full-time equivalent employees, in addition to overtime and contract labor, to support the processing of air permit applications in an expedited manner.
- The bill will change the law to allow TCEQ staff to work full time on expedited permits and permits by rule.

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At Risk Construction

- **HB 1726/SB 1501**
- To the extent permissible under federal law and notwithstanding Section 382.0518, a person who submits an application for a permit amendment may, at the person's own risk, begin construction related to the application after the commission has issued a draft permit including the permit amendment.
- Does not apply to federal air quality permitting
- Does not change any aspect of the permit review process.

2019 Legislative Session Waste Legislation

- **SB 950** "Commercial hazardous waste management facility" means any hazardous waste management facility that accepts hazardous waste or PCBs other than [~~for a charge, except a captured facility or a facility that accepts waste only from other facilities owned or effectively controlled by the same person, where "captured facility" means~~] a manufacturing or production facility that generates an industrial solid waste or hazardous waste that is routinely stored, processed, or disposed of [~~on a shared basis~~] in an integrated waste management unit owned, operated by, and located within a contiguous manufacturing complex.

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Waste Legislation

- **SB 551** Sec. 361.0681. RETURN OR DENIAL OF INCOMPLETE OR INACCURATE APPLICATION.
- The commission:
 - (1) shall deny a permit application the commission finds to be incomplete or inaccurate during technical review if the commission returned a previous version of the application to the applicant during technical review because the previous version was incomplete or inaccurate; and
 - (2) may not approve a subsequent application for a solid waste facility at the site that was the subject of the denied application under Subdivision (1).

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Water Legislation

- **HB 723**
- Not later than December 1, 2022, the commission shall obtain or develop updated water availability models for the Brazos, Guadalupe, Nueces, Red, Rio Grande, San Antonio, and San Jacinto River basins. The commission may collect data from all jurisdictions that allocate the waters of the rivers, including jurisdictions outside this state. This subsection expires September 1, 2023.

Keeping Track of Bills through Texas Legislature Online (TLO)

- Step One: Go to <https://capitol.texas.gov/>
- Step Two: Create an account under the Login Tab
- Step Three: Under the “My TLO” tab, Create Bill Lists



Keeping Track of Bills through Texas Legislature Online (TLO)

- Step Four: Enter Bill List name & Description and hit “Create”. This will take you to a new page shown below:
- Step Five: Enter bill number and a brief description before hitting “Add”. Your bill you wish to track will be listed with the option to delete it or insert a new bill beneath it on the list.
- Step Six: Select “Save”.

To add bills to this list, enter the bill number (e.g., hb27, sjr9) and an optional comment. Click **Add**. You may also add a comment line without entering a bill number. In the *Display Order* area, click the **Bill** radio button to sort rows by bill number, or click **Entry** to display your entry order. Once you have finished editing the bill list, click **Save** to save changes. Click **Run** to display the bill list report.

Legislature: 86(R) - 2019 Display Order: Bill Entry

Bill List:

Description:

Bill	Comment	Row Action
<input type="text"/>	<input type="text"/>	<input type="button" value="Add"/>

Keeping Track of Bills through Texas Legislature Online (TLO)

- Final Step: When you want to see all your listed bills, hit “Run”
- This will list out all of your bills, and selecting each one by its number will give you information on the bill’s history, text, current stage, etc.

The screenshot shows the 'Bill Stages' section for Bill HB 1. At the top, there are navigation tabs: History, Text, Actions, Companions, Amendments, Authors, Sponsors, Captions, and Bill Stages. Below the tabs, the bill number 'HB 1' is highlighted in yellow. The legislative session is '86(R)' and the author is 'Zerwas'. There are links for 'Add to Bill List' and 'Add to Alert List'. The main part of the page is a horizontal timeline of seven stages:

- Stage 1: Filed (1/23/2019) - Green box with a checkmark.
- Stage 2: Out of House Committee (3/18/2019) - Green box with a checkmark.
- Stage 3: Voted on by House - Blue box.
- Stage 4: Out of Senate Committee - Blue box.
- Stage 5: Voted on by Senate - Blue box.
- Stage 6: Governor Action - Blue box.
- Stage 7: Bill Becomes Law - Blue box.

Below the stages is a legend:

- Green box: Indicates bill passed stage
- Blue box: Indicates bill has not reached stage
- Red box: Indicates bill failed to complete stage

There is a 'Helpful Links' section with the following links:

- Legislative process
- Introducing a bill
- Referral to a committee
- Committee reports
- Floor action
- Governor's action
- Effective date
- Legislative glossary

At the bottom, there is a table with the following data:

Stage	Description
Stage 1	Bill filed by Zerwas on 1/23/2019.
Stage 2	Bill reported out of House committee on Appropriations with vote of 25 Ayes, 1 Nays, 0 Present Not Voting, 1 Absent.
Stage 3	Not reached.
Stage 4	Not reached.
Stage 5	Not reached.
Stage 6	Not reached.
Stage 7	Not reached.

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