

TRAM Top Priority (“Critical”) House and Senate Bills
Regular Session Ending 2021

TRAM Tier 1 Priorities (8HB/2SB – None Passed into law)

<u>Priority</u>	<u>House/ Senate</u>	<u>Bill No</u>	<u>Author</u>	<u>Summary</u>	<u>Status</u>	<u>Committee</u>
1.	HB	1912	Wilson	comprehensive reform to the APO permitting process, including requirements for air quality monitoring, water conservation, safe road access, reclamation, noise monitoring, lighting controls. Relating to air quality permits for aggregate production operations and concrete batch plants—standard permits	left pending in committee	Environmental Regulation
2.	SB	1209	Schwertner	Relating to air quality permits for aggregate production operations and concrete batch plants—standard permits.	Left pending in committee	Natural Resources & Economic Development
2.	HB	4341	Biedermann	Relating to the transfer of the regulation of aggregate production operations from the Texas Commission on Environmental Quality to the Railroad Commission of Texas on delegation by the United States Environmental Protection Agency; authorizing a fee; providing administrative penalties and other civil remedies; creating criminal offenses	Died in committee	
4.	HB	767	Huberty	Requires TCEQ to create and publish a list of best management practices for APOs Relating to best management practices for aggregate production operations. – TCEQ to adopt and make accessible APO best management practices	Left pending in committee	Environmental Regulation
5.	HB	3603	Leach	Requires a year-long wait after withdrawing a standard permit application, before submitting a new permit application for the same plant	Left pending in committee	Environmental Regulation

TRAM Top Priority (“Critical”) House and Senate Bills
Regular Session Ending 2021

<u>Priority</u>	<u>House/ Senate</u>	<u>Bill No</u>	<u>Author</u>	<u>Summary</u>	<u>Status</u>	<u>Committee</u>
				Relating to the eligibility of a concrete batch plant for a standard permit with enhanced controls following the withdrawal of an application for a standard permit.		
6.	HB	3604	Leach	Expands setbacks for CBPs from 440 yards to 880 yards + BMPs Relating to prohibiting the operation of concrete plants and crushing facilities at certain locations	Left pending in committee	Environmental Regulation
7.	SB	953	Hinojosa	Relating to prohibiting the operation of concrete plants and crushing facilities at certain locations. Companion bills HB 56/HB 3604	Left pending in committee	Natural Resources & Economic Development
8.	HB	56	Johnson, Jarvis	Relating to prohibiting the operation of concrete plants and crushing facilities at certain locations.	Left pending in committee	Environmental Regulation
9.	HB	4073	Smith	Corrects an apparent clerical error in statute. Allows TxDOT to administer fines beyond \$200 for truck-weight violations Relating to the penalty for the offense of operating or loading overweight vehicle on a state highway or farm or ranch road on which the maximum load or weight has been reduced.	05/26/2021 Removed from local & uncontested calendar	Transportation
10.	HB	4478	Huberty	Requires reclamation plans and bonds within 1500 feet of the San Jacinto River. (NOTE: work is underway to try to have this expanded to the full San Jacinto watershed. Relating to planning and financial responsibility requirements for certain aggregate production operations; providing for the imposition of an administrative penalty -APOs in rivers and streams	Left pending in committee	

TRAM Top Priority (“Critical”) House and Senate Bills
Regular Session Ending 2021

TRAM Tier 2 Priorities (9HB/6SB – 2 Signed into Law)

<u>Priority</u>	<u>House/ Senate</u>	<u>Bill No</u>	<u>Author</u>	<u>Summary</u>	<u>Status</u>	<u>Committee</u>
1.	HB	50	Johnson, Jarvis	Relating to the issuance of an air quality permit for a concrete plant located in an area of a municipality not subject to zoning regulations.	Left pending in committee	Environmental Regulation
2.	HB	65	Johnson, Jarvis	Relating to the requirements for notice of a standard permit for certain concrete plants. The bill would amend the Health and Safety Code to require applicants of a standard permit for certain concrete plant mail a written notice of that application to all households living within 880 yards of the proposed plant of that application. Based on the analysis of the Texas Commission on Environmental Quality, it is assumed that duties and responsibilities associated with implementing the provisions of the bill could be absorbed with existing resources.	Left pending in committee	Environmental Regulation
	SB	87	Miles	Relating to the consideration of the cumulative effects of air contaminant emissions in the emissions permitting process.	Left pending in committee	Natural Resources and Economic Development
3.	HB	291	Murr - Wilson	Reclamation for aggregate operations in municipalities and ETJs	Left pending in committee	Environmental Regulation
4.	SB	365	Miles	Relating to applications for permits issued by the Texas Commission on Environmental Quality for certain new or expanded facilities in certain low-income and minority communities.	Left pending in committee	Natural Resources and Economic Development
5.	SB	366	Miles	Relating to the minimum amount of an administrative penalty assessed by the Texas Commission on Environmental Quality for a violation of certain laws under	Left pending in committee	Natural Resources and

TRAM Top Priority (“Critical”) House and Senate Bills
Regular Session Ending 2021

<u>Priority</u>	<u>House/ Senate</u>	<u>Bill No</u>	<u>Author</u>	<u>Summary</u>	<u>Status</u>	<u>Committee</u>
				the jurisdiction of, or rules adopted or orders or permits issued by, the commission.		Economic Development
6.	SB	368	Miles	Relating to the issuance of air quality permits for concrete plants located in certain areas.	Left pending in committee	Natural Resources & Economic Development
7.	HB	416	Walle	Relating to plot plan requirements for an application for a standard permit for a concrete batch plant issued by the Texas Commission on Environmental Quality.	Postponed but note that companion bill SB 952 was signed by governor	Environmental Regulation
8.	SB	952	Hinojosa	Relating to plot plan requirements for an application for a standard permit for a concrete batch plant issued by the Texas Commission on Environmental Quality.	Signed by the Governor Concrete Batch Plant	Natural Resources & Economic Development Companion to HB 416
9.	HB	960	Allen	Relating to the location of certain public meetings for certain permits issued by the Texas Commission on Environmental Quality.	Considered in Calendars	Environmental Regulation
10.	SB	1166	Campbell	Relating to who may request a public hearing from the Texas Commission on Environmental Quality related to the construction of a concrete plant.	Left pending in committee	
11.	HB	1627	Thompson, Senfronia, Reynolds, Johnson,	Relating to the issuance of air quality permits for concrete plants located in certain areas.	Left pending in committee	

TRAM Top Priority (“Critical”) House and Senate Bills
Regular Session Ending 2021

<u>Priority</u>	<u>House/ Senate</u>	<u>Bill No</u>	<u>Author</u>	<u>Summary</u>	<u>Status</u>	<u>Committee</u>
			Jarvis, Moody			
12.	HB	1721	Reynolds	Relating to a study by the Texas Commission on Environmental Quality of air contaminants in residential areas in certain counties.	Left pending in committee	Environmental Regulation
13.	HB	2223	Canales	Relating to a study by the Texas Department of Transportation on the impact of certain classifications of motor vehicle on the roads and bridges of this state.	Signed by the Governor Vehicle Classification	Transportation
14.	HB	4146	King, Cole Rodriguez, Morales Cosponsor: Gutierrez	Relating to a restriction on permits authorizing direct discharges of waste or pollutants into water in certain stream segments, stream assessment units, and drainage areas. Companion bill SB 1747 by Zaffirini	Received from the House, died in chamber	Environmental Regulation
15.	SB	1747	Zaffirini	Relating to a restriction on permits authorizing direct discharges of waste or pollutants into water in certain stream segments or assessment units. Companion bill HB 4146	Left pending in committee	Water, Agriculture, & Rural Affairs

TRAM Bad Bills (5HB/1 SB – None Passed into Law)

<u>Priority</u>	<u>House/ Senate</u>	<u>Bill No</u>	<u>Author</u>	<u>Summary</u>	<u>Status</u>	<u>Committee</u>
1.	HB	1544	Guillen	Relating to the eligibility of land to continue to be appraised for ad valorem tax purposes as qualified open-space land if the land is temporarily used for sand mining operations; authorizing a fee.	Vetoed by Governor	Natural Resources
2.	HB	2646	Johnson, Jarvis	Relating to the consideration for approval by the executive director of the Texas Commission on Environmental Quality of an application for a standard permit for a concrete batch plant.	Left pending in committee	Environmental Regulation

TRAM Top Priority (“Critical”) House and Senate Bills
Regular Session Ending 2021

<u>Priority</u>	<u>House/ Senate</u>	<u>Bill No</u>	<u>Author</u>	<u>Summary</u>	<u>Status</u>	<u>Committee</u>
3.	HB	3412	King	Relating to the location and operation of certain concrete crushing facilities Excludes (Does not apply to) a concrete crushing facility in the Valley or existing ones near homes and schools	Left pending in committee	
4.	HB	109	Canales	Relating to the expunction of arrest records and files relating to certain criminal offenses. Lessens the requirements for approval by the executive director of the Texas Commission on Environmental Quality of an application for a standard permit for a concrete batch plant	Left pending in committee	
5.	SB	207	Schwertner, Buckingham, Campbell	Relating to recovery of medical or health care expenses in civil actions.	Stuck in Calendars	State Affairs
6.	HB	2144	Harris	Relating to the tort of public nuisance.	Stuck in Calendars	Judiciary & Civil Jurisprudence

TRAM Additional House Bills
(32 Bills/2 Signed into Law)

HB 242 Zwiener

Relating to the authority of the Texas Commission on Environmental Quality to require water pollution abatement plans from certain facilities regulated by the Railroad Commission of Texas.

Last Action: Left pending in committee

HB 289 Collier, Reynolds

Relating to who may request a public hearing from the Texas Commission on Environmental Quality related to the construction of a concrete plant.

Last Action: Left pending in committee

HB 348 Zweiner

Relating to a requirement to make certain environmental and water use permit applications available online.

Last Action: Left pending in committee

HB 355 Lopez

Relating to providing notice to a state representative and senator of an administrative penalty assessed by the Texas Commission on Environmental Quality.

Last Action: Left pending in senate committee

HB 1084 King

Relating to the calculation of the additional tax imposed on land appraised for ad valorem tax purposes as open-space or timber land as a result of a change in the use

Last Action: Left pending in committee

HB 1267 Walle

Relating to who may request a public hearing from the Texas Commission on Environmental Quality related to the construction of a concrete plant

Last Action: Left pending in committee

HB 1289 Reynolds

Relating to notice of certain accidental discharges or spills to local government officials by the Texas Commission on Environmental Quality

Last Action: Left pending in committee

HB 1786 Thierry

Relating to the issuance of air quality permits for concrete plants located in certain areas - Same as HB 1627

Last Action: Left pending in committee

HB 1820 Zwiener

Relating to the regulation, monitoring, and enforcement of matters under the jurisdiction of the Texas Commission on Environmental Quality; authorizing the assessment or increase of civil and administrative penalties

Last Action: Left pending in general calendars

HB 1866 Lucio III

Relating to certain reports created by the Texas Water Development Board.

Last Action: Left pending in local and consent calendars

HB 1956 Beckley, Ramos, González, Hinojosa

TRAM Top Priority ("Critical") House and Senate Bills
Regular Session Ending 2021

Relating to information on projected changes in weather, water availability, and climate variability in strategic plans of certain state agencies.

Last Action: Left pending in committee

HB 2369 Shaw

Relating to the shutdown during a weather-related disaster of facilities that have reported emissions events to the Texas Commission on Environmental Quality.

Last Action: Left pending in committee

HB 2370 Shaw

Relating to procedures for certain permit applications submitted to the Texas Commission on Environmental Quality.

Last Action: Left pending in committee

HB 2525 Huberty Companion **SB 1892** by Creighton

Relating to the creation of the Lake Houston Dredging and Maintenance District; providing the authority to issue bonds; providing authority to impose assessments and fees.

Last Action: Left pending in senate committee

HB 2652 Larson

Relating to establishing an advisory board to study surface water and groundwater interaction.

Last Action: Left pending in calendars

HB 2863 Kuempel

Relating to the storage and recovery of water in a portion of the Edwards Aquifer.

Last Action: Left pending in committee

HB 3084 Larson

Relating to the identification of and funding for interregional water projects.

Last Action: Left pending in senate

HB3514 Canales, Seliger

Relating to the functions of the Texas Department of Motor Vehicles; authorizing a penalty

Last Action: Signed by the Governor **VEHICLE PENALTY AUTHORIZATION**

HB 3594 Leach

Relating to the operation of concrete plants and crushing facilities at certain locations near an airport.

Last Action: Left pending in committee

HB 3619 Bowers

Relating to the criteria considered by groundwater conservation districts before granting or denying a permit.

Last Action: Left pending in senate committee

HB 3683 Morales

Relating to standards for water management in certain areas.

Last Action: Left pending in committee

HB 3833 King

Relating to the additional ad valorem tax and interest imposed as a result of a change in the use of certain land.

Last Action: Signed by the Governor **APPRAISAL OF CERTAIN LAND FOR AD VALOREM TAX PRUPOSES**

TRAM Top Priority ("Critical") House and Senate Bills
Regular Session Ending 2021

HB 3843 Zwiener

Relating to the authority of a county to regulate impervious cover around certain floodplains.

Last Action: Left pending in committee

HB 3866 Murr

Relating to the offense of operating or loading an overweight vehicle.

Last Action: Left pending in committee

HB 3883 Biedermann

Relating to development regulations for certain unincorporated areas located within the Hill Country Priority Groundwater Management Area; authorizing a fee; authorizing a civil penalty; creating a criminal offense.

Last Action: Failed in in committee

HB 3933 King

Relating to the review of river authorities by the Sunset Advisory Commission.

Last Action: Left pending in calendars

HB 3972 King

Relating to a person obtaining a surety bond before filing a suit against a groundwater conservation district.

Last Action: Left pending in calendars

HB 4024 Allison

Relating to a limitation on the appraised value of real property for ad valorem tax purposes.

Last Action: Left pending in committee

HB 4099 Murr

Relating to an interim study of the appraisal of agricultural land for ad valorem tax purposes.

Last Action: Left pending in committee

HB 4147 Larson

Relating to the regulation of rates for water sales and the provision of wholesale water or sewer service.

Last Action: Left pending in committee

HB 4209 Murr

Relating to the valuation of appraised value of qualified open-space land.

Last Action: Left pending in committee

HB 4400 Patterson

Relating to the regulation of concrete plants by the commissioner's court in certain counties.

Last Action: Left pending in committee

TRAM Additional Senate Bills
(14 Bills/5 Signed into Law)

SB 1 General Appropriations Bill

Relating to TCEQ funding for internet accessibility of aggregate industry best management practices (BMPs) and to conduct aerial observation of APOs to ensure enforcement of existing statutes as granted by Senate Bill 1, 2021 legislature, page 981. Sec. 17.39.

In the bill - Texas Commission on Environmental Quality, Rider 21, Aggregate Operations was struck and replaced with the following rider:

Aggregate Operations. Amounts appropriated above in Strategy C.1.1, Field Inspections and Complaint Response, to the Commission on Environmental Quality shall be used to

1. Adopt and make accessible on the commission's internet website best management practices for aggregate production operations regarding nuisance issues relating to dust, noise, and light.
2. Conduct aerial observations at least twice per fiscal year to ensure enforcement of existing statutes and rules relating to aggregate operations.

Funding for BMP work above is provided as outlined in Senate Bill 1, page 638, C. Goal: ENFORCEMENT AND COMPLIANCE SUPPORT, Enforcement and Compliance Assistance., C.1.1. Strategy: FIELD INSPECTIONS & COMPLAINTS, Field Inspections and Complaint Response.

Last Action: Signed by the Governor **APPROPRIATES AND AUTHORIZES THE EXPENDITURE OF GOVERNMENT FUNDS**

SB 152 Perry

Relating to the regulation of groundwater conservation districts.

Last Action: Left pending in senate conference committee

SB 211 Zaffarini, Landgraf

Relating to judicial review of acts by the Texas Commission on Environmental Quality.

Last Action: Signed by the Governor **JUDICIAL REVIEW BY ACTS OF TCEQ**

SB 365 Miles

Relating to applications for permits issued by the Texas Commission on Environmental Quality for certain new or expanded facilities in certain low-income and minority communities.

Last Action: Left pending in committee

SB 399 Lucio

Relating to the criteria for review by the Sunset Advisory Commission of a state agency

Last Action: Left pending in committee

SB 535 Eckhardt

Relating to the criteria for review by the Sunset Advisory Commission of a state agency

Last Action: Left pending in committee

SB 632 Buckingham

Relating to provision of broadband infrastructure and connectivity by the Lower Colorado River Authority

Last Action: Signed by the Governor **BROADBAND INFRASTRUCTURE/CONNECTIVITY w/LCRA**

SB 699 Hughes

TRAM Top Priority ("Critical") House and Senate Bills
Regular Session Ending 2021

Relating to a study of the conversion of surface mine pits and quarries to water storage reservoirs in order to enhance this state's available water supply.

Last Action: Left pending in house administration committee

SB 712 Buckingham

Relating to certain provisions applicable to state agencies subject to review by the Sunset Advisory Commission.

Last Action: Left pending in committee

SB 713 Buckingham

Relating to the sunset review process and certain governmental entities subject to that process.

Last Action: Signed by the Governor SUNSET REVIEW PROCESS AS IT PERTAINS TO CERTAIN GOVERNMENTAL ENTITIES

SB 1441 Campbell

Relating to withdrawals of water from the Edwards Aquifer to supply a military installation.

Last Action: Signed by the Governor WITHDRAWAL OF EDWARDS AQUIFER TO MILITARY INSTALLATIONS

SB 1687 Gutierrez

Relating to the use of water withdrawn from the Edwards Aquifer by certain entities.

Last Action: Left pending in committee

SB 1723 Eckhardt

Relating to recommendations made by the Parks and Wildlife Department and intervention by the Parks and Wildlife Department in matters regarding certain permits.

Last Action: Left pending in committee

SB 1840 Eckhardt

Relating to the system for appraising property for ad valorem tax purposes.

Last Action: Left pending in committee