

1-1 By: Estes S.B. No. 1541
 1-2 (In the Senate - Filed March 8, 2017; March 21, 2017, read
 1-3 first time and referred to Committee on Natural Resources &
 1-4 Economic Development; March 30, 2017, reported adversely, with
 1-5 favorable Committee Substitute by the following vote: Yeas 10,
 1-6 Nays 0; March 30, 2017, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16			X	
1-17	X			
1-18	X			
1-19	X			

1-20 COMMITTEE SUBSTITUTE FOR S.B. No. 1541 By: Estes

1-21 A BILL TO BE ENTITLED
 1-22 AN ACT

1-23 relating to the treatment and recycling for beneficial use of drill
 1-24 cuttings.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Section 123.001, Natural Resources Code, is
 1-27 amended by adding Subdivision (4) to read as follows:

1-28 (4) "Treatment" means a manufacturing, mechanical, or
 1-29 chemical process other than sizing, shaping, diluting, or sorting.

1-30 SECTION 2. Chapter 123, Natural Resources Code, is amended
 1-31 by adding Section 123.0015 to read as follows:

1-32 Sec. 123.0015. BENEFICIAL USE. (a) For the purposes of
 1-33 this chapter, a use of drill cuttings is considered to be beneficial
 1-34 if the cuttings are used:

1-35 (1) in the construction of oil and gas lease pads or
 1-36 oil and gas lease roads; or

1-37 (2) as part of a legitimate commercial product.

1-38 (b) The commission by rule shall define "legitimate
 1-39 commercial product" for the purposes of this chapter.

1-40 (c) The commission by rule shall adopt criteria for
 1-41 beneficial uses to ensure that a beneficial use of recycled drill
 1-42 cuttings under this chapter is at least as protective of public
 1-43 health, public safety, and the environment as the use of an
 1-44 equivalent product made without recycled drill cuttings.

1-45 SECTION 3. Section 123.005, Natural Resources Code, is
 1-46 amended to read as follows:

1-47 Sec. 123.005. COMMISSION RULES, PERMITS, AND ORDERS FOR
 1-48 TREATMENT AND BENEFICIAL USE. (a) The commission shall adopt
 1-49 rules to govern the treatment and beneficial use of drill cuttings.

1-50 (b) A rule adopted by the commission under this chapter or a
 1-51 permit or order issued by the commission regarding the treatment
 1-52 and beneficial use of drill cuttings must be at least as protective
 1-53 of public health, public safety, and the environment as a rule,
 1-54 permit, or order, respectively, adopted or issued by the commission
 1-55 regarding the disposal of drill cuttings.

1-56 SECTION 4. This Act takes effect immediately if it receives
 1-57 a vote of two-thirds of all the members elected to each house, as
 1-58 provided by Section 39, Article III, Texas Constitution. If this
 1-59 Act does not receive the vote necessary for immediate effect, this
 1-60 Act takes effect September 1, 2017.

1-61 * * * * *