

1-1 By: Birdwell S.B. No. 534  
 1-2 (In the Senate - Filed January 30, 2019; February 21, 2019,  
 1-3 read first time and referred to Committee on Natural Resources &  
 1-4 Economic Development; April 8, 2019, reported favorably by the  
 1-5 following vote: Yeas 9, Nays 0; April 8, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Birdwell	X			
1-8 Zaffirini	X			
1-9 Fallon	X			
1-10 Flores	X			
1-11 Hancock			X	
1-12 Hinojosa	X			
1-13 Hughes			X	
1-14 Miles	X			
1-15 Paxton	X			
1-16 Powell	X			
1-17 Rodríguez	X			

1-19 A BILL TO BE ENTITLED  
 1-20 AN ACT

1-21 relating to the notice of a hearing to adopt a proposed rule under  
 1-22 the Texas Clean Air Act.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 382.017(b), Health and Safety Code, is  
 1-25 amended to read as follows:

1-26 (b) The commission shall provide notice of a hearing to  
 1-27 adopt a proposed rule under this chapter on the commission's  
 1-28 Internet website, and may provide notice of the hearing by other  
 1-29 means, including by electronic transmission or newspaper  
 1-30 publication. Notice of a scheduled hearing under this subsection  
 1-31 must:

1-32 (1) include the date, time, place, and purpose of the  
 1-33 hearing for the proposed rule; and

1-34 (2) be provided not later than the 20th day before the  
 1-35 date scheduled for the hearing. [~~If the rule will have statewide~~  
 1-36 ~~effect, notice of the date, time, place, and purpose of the hearing~~  
 1-37 ~~shall be published one time at least 20 days before the scheduled~~  
 1-38 ~~date of the hearing in at least three newspapers, the combined~~  
 1-39 ~~circulation of which will, in the commission's judgment, give~~  
 1-40 ~~reasonable circulation throughout the state. If the rule will have~~  
 1-41 ~~effect in only a part of the state, the notice shall be published~~  
 1-42 ~~one time at least 20 days before the scheduled date of the hearing~~  
 1-43 ~~in a newspaper of general circulation in the area to be affected.]~~

1-44 SECTION 2. The change in law made by this Act applies only  
 1-45 to a hearing to adopt a proposed rule that is scheduled by the Texas  
 1-46 Commission on Environmental Quality to occur on or after September  
 1-47 21, 2019. A hearing to adopt a proposed rule that is scheduled by  
 1-48 the Texas Commission on Environmental Quality to occur before  
 1-49 September 21, 2019, is governed by the law in effect at the time the  
 1-50 hearing was scheduled to occur, and the former law is continued in  
 1-51 effect for that purpose.

1-52 SECTION 3. This Act takes effect September 1, 2019.

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