

1-1 By: Darby (Senate Sponsor - Zaffirini) H.B. No. 4426
1-2 (In the Senate - Received from the House May 9, 2025;
1-3 May 12, 2025, read first time and referred to Committee on Natural
1-4 Resources; May 22, 2025, reported favorably by the following vote:
1-5 Yeas 9, Nays 0; May 22, 2025, sent to printer.)

1-6 COMMITTEE VOTE

1-7		Yea	Nay	Absent	PNV
1-8	Birdwell	X			
1-9	Zaffirini	X			
1-10	Alvarado	X			
1-11	Blanco	X			
1-12	Flores	X			
1-13	Hancock	X			
1-14	Hughes	X			
1-15	Parker	X			
1-16	Sparks	X			

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to permits issued by the Railroad Commission of Texas for
1-20 commercial surface disposal facilities.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subchapter D, Chapter 91, Natural Resources
1-23 Code, is amended by adding Section 91.118 to read as follows:

1-24 Sec. 91.118. TERM AND RENEWAL OF COMMERCIAL SURFACE
1-25 DISPOSAL FACILITY PERMIT. (a) In this section, "commercial
1-26 surface disposal facility" has the meaning assigned by Section
1-27 91.116.

1-28 (b) Unless otherwise provided by law, a permit for a
1-29 commercial surface disposal facility:

1-30 (1) is valid for a term of not more than 10 years; and

1-31 (2) carries with it the right to apply for successive
1-32 renewal on expiration for areas within the boundaries of the
1-33 existing permit.

1-34 (c) In determining the proper term of a new permit for a
1-35 commercial surface disposal facility, the commission may consider
1-36 the applicant's history of compliance with commission rules and
1-37 permits issued by the commission for similar waste management
1-38 facilities based on previous inspections, quarterly reports, and
1-39 other relevant evidence documented by the commission.

1-40 (d) In determining the proper term of an amended or renewal
1-41 permit for a commercial surface disposal facility, the commission
1-42 may consider the applicant's history of compliance with commission
1-43 rules and permits issued by the commission for the subject facility
1-44 or similar waste management facilities based on previous
1-45 inspections, quarterly reports, and other relevant evidence
1-46 documented by the commission.

1-47 (e) An application for renewal of a permit must be made not
1-48 later than the 120th day before the date the existing permit
1-49 expires.

1-50 SECTION 2. The changes in law made by this Act apply only to
1-51 the issuance, amendment, or renewal of a permit by the Railroad
1-52 Commission of Texas on or after the effective date of this Act. The
1-53 issuance, amendment, or renewal of a permit by the commission
1-54 before the effective date of this Act is governed by the law in
1-55 effect on the date of issuance, amendment, or renewal, and that law
1-56 is continued in effect for that purpose.

1-57 SECTION 3. This Act takes effect September 1, 2025.

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