

1-1 By: Landgraf, et al. (Senate Sponsor - Springer) H.B. No. 33
 1-2 (In the Senate - Received from the House May 8, 2023;
 1-3 May 9, 2023, read first time and referred to Committee on Natural
 1-4 Resources & Economic Development; May 19, 2023, reported
 1-5 adversely, with favorable Committee Substitute by the following
 1-6 vote: Yeas 5, Nays 3, one present not voting; May 19, 2023, sent to
 1-7 printer.)

1-8 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-9				
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 COMMITTEE SUBSTITUTE FOR H.B. No. 33 By: Hughes

1-20 A BILL TO BE ENTITLED
 1-21 AN ACT

1-22 relating to the enforcement of certain federal laws regulating oil
 1-23 and gas operations within the State of Texas.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Subtitle A, Title 3, Natural Resources Code, is
 1-26 amended by adding Chapter 82 to read as follows:

1-27 CHAPTER 82. ENFORCEMENT OF FEDERAL LAWS

1-28 Sec. 82.0101. DEFINITION. In this chapter, "oil and gas
 1-29 operation" has the meaning assigned by Section 81.0523.

1-30 Sec. 82.0102. ENFORCEMENT OF CERTAIN FEDERAL LAWS
 1-31 REGULATING OIL AND GAS OPERATIONS. (a) An agency of this state or a
 1-32 person employed by an agency of this state may not contract with or
 1-33 in any other manner provide assistance to a federal agency or
 1-34 official with respect to the enforcement of a federal statute,
 1-35 order, rule, or regulation purporting to regulate oil and gas
 1-36 operations if the statute, order, rule, or regulation imposes a
 1-37 prohibition, restriction, or other regulation that does not exist
 1-38 under the laws of this state.

1-39 (b) The attorney general shall defend any agency of this
 1-40 state that the federal government attempts to sue for an action or
 1-41 omission consistent with the requirements of this section.

1-42 (c) This section does not prohibit a state agency from:

1-43 (1) implementing a federal law by executing authority
 1-44 delegated to the state agency by a federal agency; or

1-45 (2) entering into a memorandum of understanding with a
 1-46 federal agency to implement a federal law, if otherwise authorized
 1-47 by state law.

1-48 SECTION 2. This Act takes effect immediately if it receives
 1-49 a vote of two-thirds of all the members elected to each house, as
 1-50 provided by Section 39, Article III, Texas Constitution. If this
 1-51 Act does not receive the vote necessary for immediate effect, this
 1-52 Act takes effect September 1, 2023.

1-53 * * * * *