

## **BILL ANALYSIS**

Senate Research Center  
76R13050 DB-D

H.B. 1265  
By: McClendon (Barrientos)  
Natural Resources  
5/12/1999  
Engrossed

### **DIGEST**

Currently, designated superfund sites are dangerous areas. H.B. 1265 defines a facility classified as a superfund site and increases the punishment for trespassing on such a site.

### **PURPOSE**

As proposed, H.B. 1265 defines “superfund site” and creates a Class A misdemeanor for an offense committed on a superfund site.

### **RULEMAKING AUTHORITY**

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

### **SECTION BY SECTION ANALYSIS**

SECTION 1. Amends Section 30.05(b), Penal Code, by adding Subdivision (5), to define “superfund site” as a facility that is on the National Priorities List or the state registry.

SECTION 2. Amends Section 30.05(d), Penal Code, to clearly set forth conditions under which an offense under this section is a Class A misdemeanor. Makes conforming changes.

SECTION 3. Makes application of this Act prospective.

SECTION 4. Effective date: September 1, 1999.

SECTION 5. Emergency clause.