

BILL ANALYSIS

Senate Research Center

H.B. 2847
By: Farabee (Jackson)
Natural Resources
5/21/2003
Engrossed

DIGEST AND PURPOSE

H.B. 2847 provides for the transfer of the powers, duties, and functions of the Texas Railroad Commission under the Texas Aggregate Quarry and Pit Safety Act to the Texas Department of Transportation.

RULEMAKING AUTHORITY

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

SECTION BY SECTION ANALYSIS

SECTION 1. Provides that on the effective date of this Act:

- (1) all powers, duties, functions, and activities performed by the Railroad Commission of Texas under Chapter 133, Natural Resources Code, immediately before the effective date of this Act are transferred to the Texas Department of Transportation;
- (2) all employees of the Railroad Commission of Texas whose primary duties relate to the implementation of Chapter 133, Natural Resources Code (Texas Aggregate Quarry and Pit Safety Act), become employees of the Texas Department of Transportation;
- (3) a rule, form, order, or procedure adopted by the Railroad Commission of Texas for the implementation or enforcement of Chapter 133, Natural Resources Code (Texas Aggregate Quarry and Pit Safety Act), is a rule, form, order, or procedure of the Texas Department of Transportation and remains in effect until changed by the Texas Department of Transportation;
- (4) a reference in Chapter 133, Natural Resources Code, to the Railroad Commission of Texas means the Texas Department of Transportation;
- (5) a permit or certification in effect under Chapter 133, Natural Resources Code, that was issued by the Railroad Commission of Texas is continued in effect as a permit or certification issued by the Texas Department of Transportation; and
- (6) a complaint, investigation, or other proceeding under Chapter 133, Natural Resources Code, pending before the Railroad Commission of Texas is transferred without change in status to the Texas Department of Transportation.

SECTION 2. Effective date: September 1, 2003.