

## **BILL ANALYSIS**

Senate Research Center  
77R10713 JAT-F

H.B. 3355  
By: McReynolds (Staples)  
Natural Resources  
5/1/2001  
Engrossed

### **DIGEST AND PURPOSE**

Many agricultural producers currently operate with a water quality management plan (plan) created by the State Soil and Water Conservation Board (board) to assist in protecting and preserving water supplies. Under current law, a person without a plan who intends to bury agricultural waste must follow the Texas Natural Resource Conservation Commission (TNRCC) guidelines for burial, including notifying TNRCC before each burial and deed recordation of property for each burial. H.B. 3355 authorizes the State Soil and Water Conservation Board to develop and certify a water quality management plan at the request of a landowner and sets forth provisions regarding the contents of the plan.

### **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. Amends Section 201.026, Agriculture Code, by adding Subsections (e), (f), and (g), as follows:

- (e) Authorizes the State Soil and Water Conservation Board, at the request of the landowner, to develop and certify a water quality management plan for any agricultural or silvicultural land in the state.
- (f) Requires a water quality management plan developed under this section that covers land on which animal carcasses will be buried to meet certain requirements.
- (g) Prohibits the Texas Natural Resource Conservation Commission (commission) from requiring a landowner who requests and complies with a water quality management plan under Subsection (f) to record the burial of animal carcasses in the county deed records.

SECTION 2. Effective date: September 1, 2001.