

CHAPTER 885

H.B. No. 1353

AN ACT

relating to the on-site coordination of hazardous materials transportation emergencies and the reporting of releases of hazardous materials to the Texas Department of Public Safety.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Chapter 181, General Laws, Acts of the 44th Legislature, Regular Session, 1935 (Article 4413(1) et seq., Vernon's Texas Civil Statutes), is amended by adding Section 6b to read as follows:

*Sec. 6b. REPORTING OF RELEASES OF HAZARDOUS MATERIALS. (a) The Director shall adopt rules relating to the reporting of all transportation incidents involving releases of reportable quantities of hazardous materials occurring on public roads or railroads that are not on a private industrial site.*

*(b) The rules must be consistent with federal rules relating to hazardous materials adopted under federal law.*

*(c) The Director may adopt all or any part of the federal hazardous materials rules by reference.*

*(d) The Department by rule shall require that all carriers of hazardous materials report all incidents involving a release of reportable quantities of hazardous materials to the Department.*

*(e) The Department shall serve as the central repository of statistical information relating to incidents involving release of hazardous materials.*

SECTION 2. Chapter 181, General Laws, Acts of the 44th Legislature, Regular Session, 1935 (Article 4413(1) et seq., Vernon's Texas Civil Statutes), is amended by adding Section 6c to read as follows:

*Sec. 6c. ON-SITE COORDINATION OF HAZARDOUS MATERIALS TRANSPORTATION EMERGENCIES. (a) The Department is responsible for the on-site coordination of all hazardous materials transportation emergencies.*

*(b) The Director shall adopt all necessary rules to implement this section.*

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on May 12, 1987, by a non-record vote. Passed by the Senate on May 29, 1987, by the following vote: Yeas 30, Nays 0.

Approved June 19, 1987.

Effective Aug. 31, 1987, 90 days after date of adjournment.