

BILL ANALYSIS

Senate Research Center

S.B. 585
By: Duncan
Natural Resources
7/8/2003
Enrolled

DIGEST AND PURPOSE

Currently, certain recycling facilities may not be able to meet the new recycling center regulations set by the Texas Commission on Environmental Quality (TCEQ), and will have to be cleaned up or closed. However, there is no funding available at the local or federal level to assist a local government in these types of actions. S.B. 585 adds remediation, cleanup, and closure of unpermitted solid waste facilities to the list of activities that qualify for TCEQ grants that are funded by the municipal solid waste superfund. This bill also authorizes certain landscaping services under certain conditions.

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 361.014(a), Health and Safety Code, to add remediation, cleanup, and proper closure of unauthorized recycling sites for which a responsible party is not immediately financially able to perform the remediation, cleanup, and closure, to the list of actions for which the state will provide money, relating to the creation of a state municipal solid waste superfund.

SECTION 2. Amends Chapter 756, Health and Safety Code, by adding Subchapter G, as follows:

SUBCHAPTER G. MUNICIPAL LANDSCAPING SERVICES

Sec. 756.101. AUTHORIZATION. Authorizes a municipality, to protect the public health, safety, or welfare, to provide certain landscaping services to any person who resides or business that operates inside or outside the corporate limits of the municipality only if the governing body of the municipality makes written finding as required by Section 756.102.

Sec. 756.102. FINDINGS REQUIRED. Requires the written findings to meet certain conditions.

Sec. 756.103. EXCEPTION. Provides that the limitations and requirements of this subchapter do not apply to a municipality in times of emergency, catastrophe, or other calamity.

SECTION 3. Effective date: September 1, 2003.