

By: Dukes

H.B. No. 594

A BILL TO BE ENTITLED

AN ACT

1
2 relating to requiring hazardous waste detection devices at certain
3 landfills.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Subchapter C, Chapter 361, Health and Safety
6 Code, is amended by adding Section 361.0625 to read as follows:

7 Sec. 361.0625. HAZARDOUS WASTE DETECTION DEVICE REQUIRED AT
8 MUNICIPAL SOLID WASTE LANDFILL. (a) Unless a hazardous waste
9 detection device is installed, maintained, and operated at a
10 municipal solid waste landfill:

11 (1) the commission under this subchapter, a county
12 under Section 361.154, or a political subdivision exercising the
13 authority of a county under Section 361.165 may not issue, amend, or
14 renew a permit or license for the municipal solid waste landfill;
15 and

16 (2) the operator of the municipal solid waste landfill
17 may not accept solid waste for disposal at the landfill.

18 (b) The commission by rule shall determine:

19 (1) the type of hazardous waste detection device that
20 may be used to comply with this section;

21 (2) the method of employing the device; and

22 (3) the manner and timing of inspections to determine
23 compliance.

24 SECTION 2. (a) This Act takes effect September 1, 2003.

1 (b) The changes in law made by Section 361.0625, Health and
2 Safety Code, as added by this Act, apply to:

3 (1) the issuance, amendment, or renewal of a permit or
4 license for a municipal solid waste landfill under Subchapter C or
5 Subchapter D, Chapter 361, Health and Safety Code, the application
6 for which:

7 (A) is filed on or after January 1, 2004; or

8 (B) is pending on January 1, 2004; and

9 (2) the operation of a municipal solid waste landfill
10 on or after January 1, 2004.