

By: Taylor

H.B. No. 1707

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the termination of certain duties of the General Land  
3 Office relating to the Recycling Market Development Board and the  
4 recycling awareness campaign.

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

6 SECTION 1. Section 361.422(e), Health and Safety Code, is  
7 amended to read as follows:

8 (e) Before January 1, 1994, the commission shall determine  
9 whether the goal established in Subsection (a) is being achieved.  
10 If the commission finds that the goal is not being achieved, it  
11 shall convene an advisory task force consisting of representatives  
12 of the commission, [~~the General Land Office,~~] local governments,  
13 the Municipal Solid Waste Management and Resource Recovery Advisory  
14 Council, and the commercial solid waste disposal industry and may  
15 recommend to the legislature a phased-in ban on the disposal of yard  
16 waste in a landfill. The task force may recommend a plan to the  
17 legislature for implementing the ban after considering how the ban  
18 will:

- 19 (1) affect the state's disposal capacity;  
20 (2) affect the economy of the state;  
21 (3) affect local governments; and  
22 (4) be accepted and adhered to by the citizens of the  
23 state.

24 SECTION 2. Section 361.423(a), Health and Safety Code, is

1 amended to read as follows:

2 (a) The Recycling Market Development Board consists of  
3 [~~commissioner of the General Land Office,~~] the chairman of the  
4 commission, the executive director of the Texas Building and  
5 Procurement [~~General Services~~] Commission, and the executive  
6 director of the Texas Department of Economic Development [~~Commerce~~  
7 ~~shall constitute the Recycling Market Development Board~~]. The  
8 [~~commissioner of the General Land Office serves as presiding~~  
9 ~~officer of the Recycling Market Development Board for the first~~  
10 ~~year, and after that year the~~] members of the Recycling Market  
11 Development Board shall, in the order listed in this subsection,  
12 rotate as the presiding officer for terms of one year. The  
13 Recycling Market Development Board may designate chief executives  
14 of additional agencies as members of the board if it identifies the  
15 agencies as agencies needed to assist the board in performing its  
16 duties as outlined in Subsection (b). The Recycling Market  
17 Development Board shall provide support to and coordinate the  
18 recycling activities of member agencies and shall pursue an  
19 economic development strategy that focuses on the state's waste  
20 management priorities established by Section 361.022 and that  
21 includes development of recycling industries and markets as an  
22 integrated component.

23 SECTION 3. Sections 361.423(d) and 361.424, Health and  
24 Safety Code, are repealed.

25 SECTION 4. (a) If the commissioner of the General Land  
26 Office is or is scheduled to become the presiding officer of the  
27 Recycling Market Development Board on the effective date of this

1 Act, the chairman of the Texas Commission on Environmental Quality  
2 shall assume the office of presiding officer on that date and shall  
3 serve in that capacity until the next regularly scheduled rotation  
4 of service in that office under Section 361.423(a), Health and  
5 Safety Code, as amended by this Act.

6 (b) This Act takes effect September 1, 2003.