

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.