

By: Chisum, Rodriguez

H.B. No. 1791

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to permits for the commercial composting of certain solid  
3 wastes.

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

5 SECTION 1. Section 361.428, Health and Safety Code, is  
6 amended by adding Subsections (d) and (e) to read as follows:

7 (d) A person may not commercially compost grease trap waste,  
8 as defined by the commission, unless the person has first obtained a  
9 permit for composting grease trap waste issued by the commission  
10 under this section on or after September 1, 2003.

11 (e) The permit to compost grease trap waste must meet the  
12 minimum standards of a permit issued under rules adopted under  
13 Subsection (b).

14 SECTION 2. (a) The Texas Commission on Environmental  
15 Quality shall:

16 (1) not later than November 1, 2003:

17 (A) adopt any rules necessary for the  
18 implementation of this Act; and

19 (B) notify any person known by the commission to  
20 be engaged in the business of composting grease trap waste to submit  
21 an application for a permit under Section 361.428(d), Health and  
22 Safety Code, as added by this Act; and

23 (2) not later than January 1, 2004, begin issuing  
24 permits for the commercial composting of grease trap waste under

1 Sections 361.428(d) and (e), Health and Safety Code, as added by  
2 this Act.

3 (b) This Act does not prohibit a person who is engaged in the  
4 business of composting grease trap waste on the effective date of  
5 this Act from continuing to engage in that business if the person:

6 (1) submits an application for a permit under Section  
7 361.428(d), Health and Safety Code, as added by this Act, not later  
8 than the 30th day after receiving notice from the Texas Commission  
9 on Environmental Quality under Subsection (a)(1)(B) of this  
10 section; and

11 (2) receives the permit from the commission on or  
12 before June 1, 2004.

13 SECTION 3. This Act takes effect immediately if it receives  
14 a vote of two-thirds of all the members elected to each house, as  
15 provided by Section 39, Article III, Texas Constitution. If this  
16 Act does not receive the vote necessary for immediate effect, this  
17 Act takes effect September 1, 2003.