

By: Smith of Harris, Eiland, et al.

H.B. No. 2554

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the application of new requirements for commercial
3 nonhazardous industrial solid waste landfill facilities to be
4 adopted by the Texas Commission on Environmental Quality.

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

6 SECTION 1. As soon as practicable after the effective date
7 of this Act, the Texas Commission on Environmental Quality shall
8 adopt rules governing all aspects of the management and operation
9 of a new commercial landfill facility that proposes to accept
10 nonhazardous industrial solid waste for which a permit has not been
11 issued on or before the effective date of this Act.

12 SECTION 2. (a) The Texas Commission on Environmental
13 Quality shall suspend the permitting process for any pending
14 application for a permit for a new commercial landfill facility
15 that proposes to accept nonhazardous industrial solid waste until
16 the rules adopted under Section 1 of this Act take effect.

17 (b) The Texas Commission on Environmental Quality shall
18 provide that the rules adopted under Section 1 of this Act apply to
19 every application for a permit for a new commercial landfill
20 facility that proposes to accept nonhazardous industrial solid
21 waste that is filed on or after the effective date of this Act and
22 every application for a permit for a new commercial landfill
23 facility that proposes to accept nonhazardous industrial solid
24 waste that is pending on the effective date of this Act.

1 (c) The Texas Commission on Environmental Quality may allow
2 an applicant who filed such an application that is pending on the
3 effective date of this Act to amend the application to conform to
4 the rules adopted under Section 1 of this Act.

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