

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.

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President of the Senate

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Speaker of the House

I certify that H.B. No. 2554 was passed by the House on May 8, 2003, by the following vote: Yeas 136, Nays 0, 1 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 2554 was passed by the Senate on May 27, 2003, by the following vote: Yeas 31, Nays 0.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor