

By: Shapleigh

S.B. No. 93

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a manifest system to record the transportation of
3 certain liquid wastes.

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

5 SECTION 1. Subchapter B, Chapter 361, Health and Safety
6 Code, is amended by adding Section 361.034 to read as follows:

7 Sec. 361.034. RECORDS AND MANIFESTS REQUIRED FOR CERTAIN
8 MUNICIPAL LIQUID WASTES. (a) The commission by rule shall require
9 a person who generates, collects, conveys, transports, processes,
10 stores, or disposes of municipal sewage sludge, grit trap waste, or
11 grease trap waste to keep records and use, as prescribed by
12 commission rule, a sequentially numbered, uniform transportation
13 manifest issued by the commission to ensure that the waste is
14 transported to an appropriate processing, storage, or disposal
15 facility or site permitted or authorized for that purpose.

16 (b) The rules must require the person who generates the
17 waste, the person who transports the waste, and the person who
18 disposes of the waste each to retain, for not less than three years,
19 a copy of the uniform transportation manifest that records the
20 generator, transporter, disposal site, and disposal method.

21 (c) The rules must require that aggregate amounts of waste
22 recorded on the manifests required under this section match the
23 amounts of waste reported to the commission annually. The
24 commission may require copies of uniform transportation manifests

1 to be submitted with reports to the commission or at other times.

2 SECTION 2. The Texas Commission on Environmental Quality
3 shall adopt rules under Section 361.034, Health and Safety Code, as
4 added by this Act, as soon as practicable so that the rules take
5 effect not later than March 1, 2006.

6 SECTION 3. This Act takes effect immediately if it receives
7 a vote of two-thirds of all the members elected to each house, as
8 provided by Section 39, Article III, Texas Constitution. If this
9 Act does not receive the vote necessary for immediate effect, this
10 Act takes effect September 1, 2005.