

1-1 By: Shapleigh S.B. No. 93  
1-2 (In the Senate - Filed November 16, 2004; January 31, 2005,  
1-3 read first time and referred to Committee on Natural Resources;  
1-4 April 20, 2005, reported adversely, with favorable Committee  
1-5 Substitute by the following vote: Yeas 7, Nays 0; April 20, 2005,  
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 93 By: Barrientos

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to a manifest system to record the transportation of  
1-11 certain liquid wastes.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subchapter B, Chapter 361, Health and Safety  
1-14 Code, is amended by adding Section 361.034 to read as follows:

1-15 Sec. 361.034. RECORDS AND MANIFESTS REQUIRED FOR CERTAIN  
1-16 MUNICIPAL LIQUID WASTES. (a) The commission by rule shall require  
1-17 a person who generates, collects, conveys, transports, processes,  
1-18 stores, or disposes of municipal sewage sludge, grit trap waste, or  
1-19 grease trap waste to keep records and use, as prescribed by  
1-20 commission rule, a sequentially numbered, uniform transportation  
1-21 manifest issued by the commission to ensure that the waste is  
1-22 transported to an appropriate processing, storage, or disposal  
1-23 facility or site permitted or authorized for that purpose.

1-24 (b) The rules must require the person who generates the  
1-25 waste, the person who transports the waste, and the person who  
1-26 disposes of the waste each to retain, for not less than three years,  
1-27 a copy of the uniform transportation manifest that records the  
1-28 generator, transporter, disposal site, and disposal method.

1-29 (c) The rules must require that aggregate amounts of waste  
1-30 recorded on the manifests required under this section match the  
1-31 amounts of waste reported to the commission annually. The  
1-32 commission may require copies of uniform transportation manifests  
1-33 to be submitted with reports to the commission or at other times.

1-34 SECTION 2. The Texas Commission on Environmental Quality  
1-35 shall adopt rules under Section 361.034, Health and Safety Code, as  
1-36 added by this Act, as soon as practicable so that the rules take  
1-37 effect not later than March 1, 2006.

1-38 SECTION 3. This Act takes effect immediately if it receives  
1-39 a vote of two-thirds of all the members elected to each house, as  
1-40 provided by Section 39, Article III, Texas Constitution. If this  
1-41 Act does not receive the vote necessary for immediate effect, this  
1-42 Act takes effect September 1, 2005.

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