

1-1 By: Seliger S.B. No. 2235
1-2 (In the Senate - Filed March 13, 2009; March 31, 2009, read
1-3 first time and referred to Committee on Natural Resources;
1-4 May 4, 2009, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 7, Nays 3; May 4, 2009, sent
1-6 to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 2235 By: Seliger

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

1-10 relating to the names of persons included on a permit or license for
1-11 certain solid waste facilities under the Solid Waste Disposal Act.

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

1-13 SECTION 1. Section 361.003, Health and Safety Code, is
1-14 amended by adding Subdivision (21-a) to read as follows:

1-15 (21-a) "Operator" means the holder of the permit or
1-16 license who is responsible for the overall operation of a solid
1-17 waste facility.

1-18 SECTION 2. Sections 361.087 and 361.157, Health and Safety
1-19 Code, are amended to read as follows:

1-20 Sec. 361.087. CONTENTS OF PERMIT. A permit issued under
1-21 this subchapter must include:

1-22 (1) the name and address of each person who owns the
1-23 land on which the solid waste facility is located and the person who
1-24 is or will be the operator ~~[or person in charge of the facility];~~

1-25 (2) a legal description of the land on which the
1-26 facility is located; and

1-27 (3) the terms and conditions on which the permit is
1-28 issued, including the duration of the permit.

1-29 Sec. 361.157. CONTENTS OF LICENSE. A license for a solid
1-30 waste facility issued by a county must include:

1-31 (1) the name and address of each person who owns the
1-32 land on which the solid waste facility is located and the person who
1-33 is or will be the operator ~~[or person in charge of the facility];~~

1-34 (2) a legal description of the land on which the
1-35 facility is located; and

1-36 (3) the terms and conditions on which the license is
1-37 issued, including the duration of the license.

1-38 SECTION 3. The changes in law to Sections 361.003, 361.087,
1-39 and 361.157, Health and Safety Code, as amended by this Act, do not
1-40 affect the status as of the effective date of this Act of any permit
1-41 or license for, holder of a permit or license for, or owner or
1-42 operator of a solid waste facility under Chapter 361, Health and
1-43 Safety Code. The Texas Commission on Environmental Quality shall
1-44 amend the commission's rules as necessary for the commission's
1-45 permitting actions taken after the effective date of this Act to
1-46 conform to those sections, as amended.

1-47 SECTION 4. This Act takes effect September 1, 2009.

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