

Amend SB 615 (senate committee printing) by adding the following appropriately numbered SECTION to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION _____. Title 6, Business & Commerce Code, is amended by adding Chapter 205 to read as follows:

CHAPTER 205. REQUIREMENTS FOR CERTAIN PERSONS THAT GENERATE OR
TRANSPORT SCRAP TIRES

Sec. 205.001. DEFINITIONS. In this chapter:

(1) "Commission" means the Texas Commission on Environmental Quality.

(2) "Scrap tire" means a tire that can no longer be used for the tire's original intended purpose.

(3) "Scrap tire generator" means a person that generates scrap tires. The term includes a tire dealer, junkyard, or fleet operator.

(4) "Scrap tire transporter" means a person that:

(A) collects scrap tires from another person for the purpose of removal to a scrap tire processor, end user, or disposal facility; and

(B) is required to register with the commission as a scrap tire transporter.

Sec. 205.002. BOND REQUIRED FOR SCRAP TIRE TRANSPORTER.

(a) A scrap tire transporter shall file with the commission a bond issued by a surety company authorized to transact business in this state.

(b) The principal amount of the bond must equal at least \$100,000.

(c) The bond must be payable to the state and conditioned on compliance with this chapter and any rules adopted under this chapter.

Sec. 205.003. STORAGE OF SCRAP TIRES. A scrap tire generator that stores scrap tires outdoors on its business premises shall store the scrap tires in a fully enclosed area or container that may be made secure by locking.

Sec. 205.004. RULES. The commission may adopt rules to implement this chapter.

Sec. 205.005. CIVIL PENALTY. (a) A person that violates

this chapter is subject to a civil penalty in an amount not to exceed \$500 for each violation. A separate penalty may be imposed for each day a violation occurs.

(b) The attorney general or the appropriate district or county attorney may bring an action against a person under this section in the name of the state in a district court in the county in which:

(1) the person resides; or

(2) the person's principal place of business is located.