

By: Farrar

H.B. No. 1847

A BILL TO BE ENTITLED

1 AN ACT
2 relating to an additional fee for the disposal of construction or
3 demolition waste.

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

5 SECTION 1. Section 361.013, Health and Safety Code, is
6 amended by amending Subsection (a) and adding Subsection (j) to
7 read as follows:

8 (a) Except as provided by Subsections (e) through (j) [~~(i)~~],
9 the commission shall charge a fee on all solid waste that is
10 disposed of within this state. The fee is \$1.25 per ton received
11 for disposal at a municipal solid waste landfill if the solid waste
12 is measured by weight. If the solid waste is measured by volume,
13 the fee for compacted solid waste is 40 cents per cubic yard or, for
14 uncompactd solid waste, 25 cents per cubic yard received for
15 disposal at a municipal solid waste landfill. The commission shall
16 set the fee for sludge or similar waste applied to the land for
17 beneficial use on a dry weight basis and for solid waste received at
18 an incinerator or a shredding and composting facility at half the
19 fee set for solid waste received for disposal at a landfill. The
20 commission may charge comparable fees for other means of solid
21 waste disposal that are used.

22 (j) In this subsection, "construction or demolition waste"
23 means all materials that are by-products of construction work or
24 the demolition of buildings or other structures, including paper,

1 cartons, gypsum board, wood, excelsior, rubber, and plastics. The
2 commission shall charge a fee in addition to the fee charged under
3 Subsection (a) for all construction or demolition waste that is
4 disposed of within the state, except as provided by Subsection (h).
5 The additional fee is 80 percent of the fee charged under Subsection
6 (a).

7 SECTION 2. The changes in law made by this Act apply only to
8 fees charged for waste disposal on or after the effective date of
9 this Act.

10 SECTION 3. This Act takes effect September 1, 2011.