

By: McClendon

H.B. No. 2025

Substitute the following for H.B. No. 2025:

By: Chisum

C.S.H.B. No. 2025

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the implementation of county solid waste management
3 programs in the extraterritorial jurisdiction of certain
4 municipalities.

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

6 SECTION 1. Section 364.011, Health and Safety Code, is
7 amended by amending Subsection (a) and adding Subsection (a-1) to
8 read as follows:

9 (a) Subject to the limitation provided by Sections 361.151
10 and 361.152 (Solid Waste Disposal Act), a commissioners court by
11 rule may regulate solid waste collection, handling, storage, and
12 disposal in areas of the county not in a municipality or, except as
13 provided by Subsection (a-1), the extraterritorial jurisdiction of
14 a municipality.

15 (a-1) This subsection applies only to a county with a
16 population of more than 1.5 million in which at least 75 percent of
17 the population resides in a single municipality. A commissioners
18 court by rule may regulate solid waste collection, handling,
19 storage, and disposal by establishing a mandatory program under
20 Section 364.034 in an area located within the extraterritorial
21 jurisdiction of a municipality if the municipality does not provide
22 solid waste disposal services in that area.

23 SECTION 2. This Act takes effect immediately if it receives
24 a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2011.