

By: Aliseda

H.B. No. 2871

A BILL TO BE ENTITLED

AN ACT

relating to a disposal fee for motor vehicle tires.

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

SECTION 1. Subchapter N, Chapter 361, Health and Safety Code, is amended by adding Section 361.432 to read as follows:

Sec. 361.432. MOTOR VEHICLE TIRE DISPOSAL FEE. (a) In this section, "motor vehicle" has the meaning assigned by Section 501.002, Transportation Code.

(b) A person who sells new or used motor vehicle tires shall collect at the time of sale a tire disposal fee in an amount to be determined by the commission for each motor vehicle tire sold by the person.

(c) The fee collected under this section may be used only for the purpose of properly disposing of or recycling used or scrap tires.

(d) Used and scrap tires collected by a person who sells new or used motor vehicle tires must be disposed of in a manner consistent with Section 361.112 and commission rules.

(e) The commission shall adopt rules for the administration of this section.

SECTION 2. Not later than January 1, 2012, the Texas Commission on Environmental Quality shall adopt the rules required under Section 361.432, Health and Safety Code, as added by this Act.

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