

1-1 By: Simmons, Parker (Senate Sponsor - Nelson) H.B. No. 281
 1-2 (In the Senate - Received from the House May 12, 2015;
 1-3 May 12, 2015, read first time and referred to Committee on Natural
 1-4 Resources and Economic Development; May 21, 2015, reported
 1-5 adversely, with favorable Committee Substitute by the following
 1-6 vote: Yeas 10, Nays 0; May 21, 2015, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13			X	
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			
1-19	X			

1-20 COMMITTEE SUBSTITUTE FOR H.B. No. 281 By: Nichols

1-21 A BILL TO BE ENTITLED
 1-22 AN ACT

1-23 relating to a limitation on the expansion of certain landfills.
 1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
 1-25 SECTION 1. Subchapter C, Chapter 361, Health and Safety
 1-26 Code, is amended by adding Section 361.1231 to read as follows:
 1-27 Sec. 361.1231. LIMITATION ON EXPANSION OF CERTAIN
 1-28 LANDFILLS. (a) This section applies only to a municipally owned
 1-29 Type I municipal solid waste landfill permitted by the state before
 1-30 1980 that:
 1-31 (1) is located wholly inside the boundaries of a
 1-32 municipality; and
 1-33 (2) is owned by a municipality other than the
 1-34 municipality in which it is located.
 1-35 (b) Notwithstanding any other provision of this subchapter,
 1-36 the commission may not approve an application for the issuance,
 1-37 amendment, or renewal of a permit that seeks to expand the area or
 1-38 capacity of a landfill unless the governing body of the
 1-39 municipality in which the landfill is located first approves by
 1-40 resolution or order the issuance, amendment, or renewal of the
 1-41 permit.
 1-42 (c) The commission shall provide the members of the
 1-43 legislature who represent the district containing the landfill
 1-44 described in the permit with an opportunity to comment on the
 1-45 application and shall consider those comments in evaluating an
 1-46 application under this subchapter.
 1-47 SECTION 2. The changes in law made by this Act apply only to
 1-48 an application for the issuance, amendment, or renewal of a permit
 1-49 pending before the Texas Commission on Environmental Quality on or
 1-50 after the effective date of this Act. A permit issued, amended, or
 1-51 renewed before the effective date of this Act is governed by the law
 1-52 in effect when the permit was issued, amended, or renewed, and the
 1-53 former law is continued in effect for that purpose.
 1-54 SECTION 3. This Act takes effect immediately if it receives
 1-55 a vote of two-thirds of all the members elected to each house, as
 1-56 provided by Section 39, Article III, Texas Constitution. If this
 1-57 Act does not receive the vote necessary for immediate effect, this
 1-58 Act takes effect September 1, 2015.

1-59 * * * * *