

Amend CSSB 1229 (senate committee report) as follows:

(1) Strike SECTIONS 4 and 5 (page 2, lines 26-64) of the bill.

(2) Add the following appropriately numbered SECTIONS to the bill and renumber subsequent SECTIONS of the bill accordingly:

SECTION _____. Subchapter C, Chapter 364, Health and Safety Code, is amended by adding Section 364.0345 to read as follows:

Sec. 364.0345. PENALTIES FOR FAILURE TO USE REQUIRED SERVICE IN CERTAIN AREAS. The commissioners court of a county described by Section 364.011(a-1)(2) that requires the use of a county solid waste disposal service under Section 364.034 in the extraterritorial jurisdiction of a municipality may:

(1) adopt orders to enforce the requirement, including an order establishing a civil or administrative penalty in an amount reasonable and necessary to ensure compliance with the requirement; and

(2) file a lien on a property other than a homestead protected from forced sale under Section 50, Article XVI, Texas Constitution, for which no person has complied with the requirement:

(A) for the amount of any:

(i) delinquent bills;

(ii) penalties; or

(iii) other costs associated with the failure to comply; and

(B) that arises and attaches to the property at the time the notice of the lien is recorded and indexed in the office of the county clerk in the county in which the property is located.

SECTION _____. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2017.