

By: Morrison

H.B. No. 2092

Substitute the following for H.B. No. 2092:

By: Thompson of Brazoria

C.S.H.B. No. 2092

A BILL TO BE ENTITLED

AN ACT

relating to a prohibition of the land application of grease or grit trap waste.

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

SECTION 1. Section 361.121(a)(2), Health and Safety Code, is amended to read as follows:

(2) "Land application unit" means an area where wastes are applied onto or incorporated into the soil surface for agricultural purposes or for treatment and disposal. The term does not include manure spreading operations or placement of waste on a liner registered or permitted by the commission.

SECTION 2. Subchapter C, Chapter 361, Health and Safety Code, is amended by adding Section 361.1215 to read as follows:

Sec. 361.1215. LAND APPLICATION OF GRIT AND GREASE TRAP WASTE PROHIBITED. (a) In this section:

(1) "Grease trap waste" means a material collected in and from a grease interceptor in the sanitary sewer line of a commercial, institutional, or industrial food service or processing facility. The term includes the solids resulting from a dewatering process.

(2) "Grit trap" means a unit or chamber that:

(A) allows the sedimentation of solids from an influent liquid stream by reducing the flow velocity of the stream;

(B) has an inlet and outlet that are both located

1 at the same vertical level at or near the top of the unit or chamber;

2 (C) has an outlet that is connected to a sanitary
3 sewer system; and

4 (D) is not designed to separate oil and water.

5 (3) "Grit trap waste" means the waste collected in a
6 grit trap. The term includes waste from an interceptor placed in a
7 drain at maintenance and repair shops, automobile service stations,
8 car washes, laundries, and other similar facilities.

9 (b) The commission may not issue a permit, registration, or
10 other authorization for land application of grease trap waste or
11 grit trap waste.

12 (c) This section does not apply to:

13 (1) the disposal of grease trap waste or grit trap
14 waste at a municipal solid waste Type I landfill permitted by the
15 commission;

16 (2) the processing of grease trap waste or grit trap
17 waste at a municipal solid waste Type V compost facility permitted
18 or registered by the commission; or

19 (3) land application of Grade 1 or Grade 2 compost
20 generated at a Type V compost facility permitted to compost grease
21 trap waste by the commission.

22 SECTION 3. A permit, registration, or other authorization
23 issued by the Texas Commission on Environmental Quality that allows
24 the land application of grease trap waste or grit trap waste expires
25 on the effective date of this Act. The remainder of a permit,
26 registration, or other authorization that contains items in
27 addition to an authorization allowing the land application of

1 grease trap waste or grit trap waste remains in effect to the extent
2 that it does not authorize the land application of grease trap waste
3 or grit trap waste.

4 SECTION 4. This Act takes effect immediately if it receives
5 a vote of two-thirds of all the members elected to each house, as
6 provided by Section [39](#), Article III, Texas Constitution. If this
7 Act does not receive the vote necessary for immediate effect, this
8 Act takes effect September 1, 2017.