

By: Rodríguez

S.B. No. 1850

A BILL TO BE ENTITLED

AN ACT

relating to the storage, transportation, processing, and disposal  
of scrap tires.

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

SECTION 1. Section 361.085, Health and Safety Code, is  
amended by amending Subsections (k) and (l) and adding Subsections  
(k-1) and (m) to read as follows:

(k) The commission shall require a bond or other financial  
assurance as a condition of issuing a registration for the  
transportation, storage, or processing of scrap tires, as that term  
is defined in Section 361.112. The amount of the bond or other  
financial assurance required must be sufficient to cover the  
reasonable expenses of an immediate remedial or removal action  
under Section 361.1125.

(k-1) A registered tire processor utilizing the tires for  
energy recovery at an on-site cement kiln and other energy recovery  
facilities the commission identifies by rule are not required to  
provide financial assurance under this section.

(l) The commission may require financial assurance as  
a condition of issuing a permit or registration for the collection,  
transportation, or processing of grit trap waste or grease trap  
waste. The amount of financial assurance required must be  
consistent with the degree and duration of risk associated with the  
type of waste authorized to be collected, transported, or

1 processed.

2           (m) [~~(1)~~] If the commission requires financial  
3 assurance as a condition of a permit or registration under  
4 Subsection (1) [~~(k)~~], provision of that financial assurance also  
5 satisfies any requirement for financial assurance under Chapter  
6 368.

7           SECTION 2. Section 361.112, Health and Safety Code, is  
8 amended by adding Subsections (g-1) and (g-2) to read as follows:

9           (g-1) The commission shall issue a registration insignia to  
10 each transporter. The transporter shall display the insignia on  
11 each vehicle used to transport tires under the registration. The  
12 insignia expires annually on a date specified by the commission.  
13 The commission may adopt rules for issuing duplicate and multiple  
14 insignia.

15           (g-2) The commission shall require a transporter to submit  
16 an annual report on the records maintained by the transporter to the  
17 commission in an electronic format using a form developed by the  
18 commission. A transporter who fails to submit an annual report  
19 under this subsection is not eligible to receive the annual  
20 registration insignia and is subject to revocation of the  
21 registration.

22           SECTION 3. This Act takes effect September 1, 2019.