

Amend SB 594 (senate committee report) as follows:

(1) Strike the recital to SECTION 2 of the bill (page 1, lines 41-42) and substitute the following:

SECTION 2. Section 364.034, Health and Safety Code, is amended by amending Subsections (a) and (b) and adding Subsection (b-1) to read as follows:

(2) In SECTION 2 of the bill, in amended Section 364.034, Health and Safety Code (page 2, between lines 2 and 3), insert the following:

(b-1) If a county described by Section 364.011(a-1)(2)(B) contracts with a public or private entity to provide solid waste disposal services as authorized under Section 364.011(a-1) and Subsection (a), the contract must provide for solid waste disposal services for the entire unincorporated area of the county, not including areas in the extraterritorial jurisdiction of a municipality where the municipality provides waste disposal services.

(3) In SECTION 4 of the bill, strike amended Section 364.0345, Health and Safety Code (page 2, lines 39-47), and substitute the following:

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

(b) A county described by Section 364.011(a-1)(2)(B) may not impose a civil penalty under Subsection (a) on a person in an amount that exceeds 10 percent of the person's delinquent annual service charge.