

By: Sparks

S.B. No. 713

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the surcharge for the disposal, and the remittance for
3 the storage, of certain waste at the Texas Low-Level Radioactive
4 Waste Disposal Compact waste disposal facility; decreasing the
5 amount of the surcharge and changing how the surcharge and
6 remittance are distributed.

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

8 SECTION 1. Sections 401.207(g) and (h), Health and Safety
9 Code, are amended to read as follows:

10 (g) The commission shall assess a surcharge for the disposal
11 of nonparty compact waste at the compact waste disposal facility.
12 The surcharge is 15 [~~20~~] percent of the total contracted rate under
13 Section 401.2456 and must be assessed in addition to the total
14 contracted rate under that section.

15 (h) Two-thirds of a [~~A~~] surcharge collected under
16 Subsection (g) shall be deposited to the credit of the
17 environmental radiation and perpetual care account and the
18 remainder of the surcharge collected shall be remitted to the host
19 county in accordance with Sections 401.244(b) and (d).

20 SECTION 2. Section 401.271, Health and Safety Code, is
21 amended by amending Subsection (c) and adding Subsection (d) to
22 read as follows:

23 (c) A holder of a license or permit issued by the commission
24 under this chapter or Chapter 361 that authorizes the storage,

1 other than disposal, of a radioactive waste or elemental mercury
2 from other persons shall remit each quarter [~~to the commission for~~
3 ~~deposit into the general revenue fund~~] an amount equal to 20 percent
4 of the license or permit holder's gross receipts received from the
5 storage of the substance for any period exceeding one year as
6 follows:

7 (1) 50 percent of the amount shall be remitted to the
8 comptroller for deposit to the credit of the general revenue fund;
9 and

10 (2) the remainder of the amount shall be remitted to
11 the host county in accordance with Sections [401.244](#)(b) and (d).

12 (d) Subsection (c) [~~This subsection~~] applies only to the
13 storage of radioactive waste or elemental mercury:

14 (1) [~~the substance~~] for any period exceeding one year;
15 and

16 (2) [~~. This subsection applies only to the storage of~~
17 ~~radioactive waste or elemental mercury~~] at or adjacent to the
18 compact waste disposal facility.

19 SECTION 3. The change in law made by this Act applies only
20 to a surcharge collected or remittance made on or after the
21 effective date of this Act. A surcharge collected or remittance
22 made before the effective date of this Act is governed by the law in
23 effect immediately before that date, and the former law is
24 continued in effect for that purpose.

25 SECTION 4. This Act takes effect September 1, 2025.