

BILL ANALYSIS

Senate Research Center

S.B. 1464
By: Brown
Natural Resources
4-2-97
Committee Report (Amended)

DIGEST

Currently, Texas law regarding waste management activities for industrial nonhazardous solid waste is more stringent than law regarding certain hazardous waste. Industrial facilities generate nonhazardous solid waste. To help minimize this waste and increase recycling opportunities, a company may send the waste to a centrally located, company-owned and operated facility for consolidation and ultimately to a site permitted for final disposal. A permit is required for the temporary consolidation and storage of a generator's own waste if the consolidation point is more than 50 miles away, which in turn makes it more difficult for a company to recycle its nonhazardous waste.

This bill would clarify that a generator of industrial nonhazardous solid waste is not required to obtain an industrial and hazardous waste permit for the collection, handling, storage, and processing of industrial nonhazardous waste on land owned or controlled by the generator.

PURPOSE

As proposed, S.B. 1464 prohibits the Texas Natural Resource Conservation Commission from requiring a permit for the collection, storage, processing, and disposal of industrial solid waste under certain conditions.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Chapter 361, Texas Health & Safety Code, to prohibit the Texas Natural Resource Conservation Commission from requiring a permit under this chapter for collection, handling, storage, processing, and disposal of industrial waste generated in the state of Texas that is collected, handled, stored, or processed, rather than disposed of, within the boundaries of a tract of land that is only in the case of disposal, located within 50 miles from the plant or operation that is the source of the industrial solid waste.

SECTION 2. Effective date: September 1, 1997.

SECTION 3. Emergency clause.

SUMMARY OF COMMITTEE CHANGES

SECTION 1.

Page 1, line 9, to add "generated in the state of Texas."