1 AN ACT 2 relating to the composition of the Recycling Market Development Board and the termination of certain duties of the General Land 3 Office relating to the board and the recycling awareness campaign. 4 5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS: 6 SECTION 1. Subsection (e), Section 361.422, Health and 7 Safety Code, is amended to read as follows: 8 Before January 1, 1994, the commission shall determine 9 whether the goal established in Subsection (a) is being achieved. If the commission finds that the goal is not being achieved, it 10 11 shall convene an advisory task force consisting of representatives 12 of the commission, [the General Land Office,] local governments, the Municipal Solid Waste Management and Resource Recovery Advisory 13 Council, and the commercial solid waste disposal industry and may 14 recommend to the legislature a phased-in ban on the disposal of yard 15 16 waste in a landfill. The task force may recommend a plan to the 17 legislature for implementing the ban after considering how the ban 18 will: 19 (1)affect the state's disposal capacity; 20 (2) affect the economy of the state; 21 (3) affect local governments; and 22 be accepted and adhered to by the citizens of the (4)23 state. 24 Subsection (a), Section 361.423, Health and SECTION 2.

Safety Code, is amended to read as follows:

- 2 The Recycling Market Development Board consists of 3 [commissioner of the General Land Office,] the chairman of the 4 commission $\underline{\text{and}}[\tau]$ the executive director of the $\underline{\text{Texas Building}}$ and 5 Procurement [General Services] Commission[, and the executive director of the Texas Department of Commerce shall constitute the 6 7 Recycling Market Development Board]. The [commissioner of the General Land Office serves as presiding officer of the Recycling 8 Market-Development Board for the first year, and after that year 9 the] members of the Recycling Market Development Board shall, in 10 the order listed in this subsection, rotate as the presiding 11 officer for terms of one year. The Recycling Market Development 12 Board may designate chief executives of additional agencies as 13 14 members of the board if it identifies the agencies as agencies needed to assist the board in performing its duties as outlined in 15 16 Subsection (b). The Recycling Market Development Board shall provide support to and coordinate the recycling activities of 17 18 member agencies and shall pursue an economic development strategy that focuses on the state's waste management priorities established 19 by Section 361.022 and that includes development of recycling 20 industries and markets as an integrated component. 21
- SECTION 3. Subsection (d), Section 361.423, and Section 361.424, Health and Safety Code, are repealed.
- SECTION 4. (a) If the commissioner of the General Land
 Office or the executive director of the Texas Department of
 Economic Development is or is scheduled to become the presiding
 officer of the Recycling Market Development Board on the effective

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- 1 date of this Act, the chairman of the Texas Commission on
- 2 Environmental Quality shall assume the office of presiding officer
- 3 on that date and shall serve in that capacity until the next
- 4 regularly scheduled rotation of service in that office under
- 5 Subsection (a), Section 361.423, Health and Safety Code, as amended
- 6 by this Act.
- 7 (b) This Act takes effect September 1, 2003.

President of the Senate I hereby certify that S.B. No. 1091 passed the Senate on April 16, 2003, by the following vote: Yeas 31, Nays 0. Secretary of the Senate I hereby certify that S.B. No. 1091 passed the House on May 5, 2003, by a non-record vote. Approved: President of the Senate on Speaker of the House on May 5, 2003, by the following vote: Yeas 31, Nays 0. Secretary of the Senate on May 5, 2003, by a non-record vote. Polytherapy of the House on Secretary of the House on May 5, 2003, by a non-record vote. Pled in the Office of the House Secretary of State Secretary of State Secretary of State Size occlock