

1-1 By: Stephenson, et al. (Senate Sponsor - Kolkhorst) H.B. No. 191  
 1-2 (In the Senate - Received from the House April 23, 2019;  
 1-3 April 24, 2019, read first time and referred to Committee on Water  
 1-4 & Rural Affairs; May 13, 2019, reported favorably by the following  
 1-5 vote: Yeas 5, Nays 1; May 13, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9		X		
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14			X	

1-15 A BILL TO BE ENTITLED  
 1-16 AN ACT

1-17 relating to the disposal of pesticides.

1-18 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-19 SECTION 1. Subchapter A, Chapter 76, Agriculture Code, is  
 1-20 amended by adding Section 76.009 to read as follows:

1-21 Sec. 76.009. PESTICIDE DISPOSAL FUND. (a) The pesticide  
 1-22 disposal fund is a fund in the state treasury outside the general  
 1-23 revenue fund. The fund consists of:

1-24 (1) money deposited to the credit of the fund under  
 1-25 Section 76.044; and

1-26 (2) interest earned on the investment of money in the  
 1-27 fund.

1-28 (b) The department shall administer the fund. Money in the  
 1-29 fund may be appropriated only for the purposes of the pesticide  
 1-30 waste and pesticide container collection activities performed  
 1-31 under Section 76.132.

1-32 SECTION 2. Section 76.044, Agriculture Code, is amended by  
 1-33 adding Subsection (c) to read as follows:

1-34 (c) Of the money received by the department under this  
 1-35 section, the department shall annually deposit to the credit of the  
 1-36 pesticide disposal fund under Section 76.009 an amount to cover the  
 1-37 cost of administering the pesticide waste and pesticide container  
 1-38 collection activities performed under Section 76.132, not to exceed  
 1-39 \$400,000. The department may not increase the amount of a fee under  
 1-40 this section for purposes of this subsection or Section 76.132.

1-41 SECTION 3. Subchapter F, Chapter 76, Agriculture Code, is  
 1-42 amended by adding Section 76.132 to read as follows:

1-43 Sec. 76.132. DISPOSAL OF PESTICIDE. The department, in  
 1-44 coordination with the Texas Commission on Environmental Quality and  
 1-45 the Texas A&M AgriLife Extension Service, shall organize pesticide  
 1-46 waste and pesticide container collection activities statewide. The  
 1-47 department, the Texas Commission on Environmental Quality, and the  
 1-48 Texas A&M AgriLife Extension Service may contract for the services  
 1-49 of contractors that are licensed in the disposal of hazardous waste  
 1-50 under Section 401.202, Health and Safety Code, or other contractors  
 1-51 to implement the pesticide waste and pesticide container collection  
 1-52 activities and facilitate the collection of canceled,  
 1-53 unregistered, or otherwise unwanted pesticide products and  
 1-54 pesticide containers.

1-55 SECTION 4. This Act takes effect September 1, 2019.

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