

Texas Commission on Environmental Quality
Highlights of TCEQ Municipal Solid Waste Management & Resource Recovery Advisory Council (MSWRRAC)
Meeting, Thursday, July 10, 2025

Attendance

Members Present

Ms. Risa Weinberger
Mr. Steve Shannon
Mr. Charles (Chuck) Rivette
Ms. Robin Alaniz
Mr. Jeffrey Mayfield
Mr. Brocke Lively
Mr. Scott Trebus
Judge David Dillard
Mr. Richard Abramowitz
Mr. Scott Pasternak

Members Absent

Mr. David Yanke
Mr. Frank Pugsley

TCEQ Staff Present

Ms. Charly Fritz
Ms. Megan Henson
Ms. Anna Lleras

Ms. Savannah Rains
Ms. Madison Howard
Mr. Santos Olivarez

Archived Webcast of the Meeting

The meeting was held online using MS Teams Webinar. The archived webcast of the meeting is available at [MSW Management and Resource Recovery Advisory Council—July 10, 2025 - YouTube](#).

Welcome and Introduction of Members and Guests—Mr. Jeffrey Mayfield, Council Vice President

- Council members and TCEQ staff introduced themselves.
- Ms. Lleras took roll for the council members.

Waste Permits Division (WPD) Update—Ms. Charly Fritz, Deputy Director

- A compliance history rulemaking was proposed yesterday in response to the Sunset Advisory Committee review. The rulemaking will look at recalculating compliance history more often, how the agency calculates compliance history and enforcement penalties for repeat violators, and the threshold between satisfactory and unsatisfactory compliance ratings.
 - Every customer and regulated entity have a compliance history rating. The ratings range from high to unsatisfactory. Customers with an unsatisfactory rating may be subject to additional monitoring, inspections, and/or other permit conditions.
- In response to the Sunset Advisory Committee review, a rulemaking will be proposed on July 23, 2025, to change public notice requirements. While many of the changes are related to air, some changes to the waste public notices will be made to update formatting and increase clarity. The proposed rulemaking increases the public comment period to 36 hours after a public meeting is held only for certain air permits.
- Also, in response to the Sunset Advisory Committee review, people may now sign up to receive any TCEQ public notice through email. Previously, the public could sign up to receive notices through the mail based on their county. Now the public can receive emailed notice for specific zip codes, applications, or county. Mailed notices will still be sent out to adjacent or affected property owners.
- 89th Legislative Session Updates:
 - HB 3071 passed. The bill requires the agency to cancel certain MSW permits that are in certain counties if the facility has not been accepting waste for 25 years or more. The division will continue to work through the details of this bill to determine if a rulemaking is required.
 - HB 3229 passed. The bill requires a recycling facility that accepts and processes wind turbine, solar farm, or battery storage waste to report the amount of stored material to TCEQ and maintain financial assurance.
 - HB 4413 passed. The bill adds renewable biomass and renewable chemicals as terms that can be considered in mass balance attributions.
 - HB 5057 passed. The bill relates to exclusive service contracts. TCEQ has no rules regarding exclusive service contracts.
 - SB 2078 passed. The bill states that a Notice of Intent tier composting facility may not accept food waste from a city in another county where a city has a food waste diversion ordinance.
 - SB 1663 passed. The bill relates to groundwater notification procedures. The bill adds email and posting notice on the doors of residences as notification methods and expands the notification radius to one mile.

Municipal Solid Waste (MSW) Permits Section Update— Ms. Megan Henson, Section Manager

- Staffing & Projects
 - No MSW vacancies.
 - 22 permit applications and four registration applications are currently under review.
- All FY 2024 annual reports were received. The section is completing an analysis of the reports and drafting the final annual report for publication.
- Trade Fair 2025 was on June 3-4, 2025, in San Antonio. Trade Fair was successful and well attended. The section is looking for suggested topics for next year's Trade Fair.
- The section is considering possible rulemaking projects:
 - MSW has seen an increase in applications for biodigesters. Currently, TCEQ rules do not specifically address biodigesters as an option for solid waste processing. The section is considering adding biodigesters to the existing rules, with the level of authorization depending on the types of feedstocks accepted. Stakeholder input is encouraged.
 - MSW is also looking into improving the rules under Subchapter T with better guidance, structure, and clarified requirements . One key challenge for this rulemaking will be reaching the right stakeholders, as Subchapter T applicants are usually from a different pool than other MSW applicants.

Business & Program Services Section Update – Mr. Santos Olivarez, Manager, Business and Program Services Section

- Council Position Application Update
 - TCEQ began accepting applications for the council a few months ago and has received 10 applications for six positions. At the Commissioners' Agenda yesterday, six individuals were appointed.
 - Jeffrey Mayfield was appointed as council president.
 - Four positions remain open for elected officials.

Approval of April 10, 2025, Meeting Highlights

Brocke Lively made a motion to accept the meeting highlights. Chuck Rivette seconded the motion, and the highlights were approved by the council.

Action Items

- A list of MSW related bills that passed this legislative session will be sent to the council members.

Public Comments

- None.

Next Meeting

- October 9, 2025