

1-1 By: Lopez of Cameron, et al. H.B. No. 4932
 1-2 (Senate Sponsor - Sparks)
 1-3 (In the Senate - Received from the House May 5, 2023;
 1-4 May 9, 2023, read first time and referred to Committee on Natural
 1-5 Resources & Economic Development; May 18, 2023, reported favorably
 1-6 by the following vote: Yeas 8, Nays 0; May 18, 2023, sent to
 1-7 printer.)

1-8 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-9				
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16			X	
1-17	X			
1-18	X			

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the amount of foreign emissions of air contaminants in
 1-22 nonattainment areas and the revision of the state implementation
 1-23 plan to account for those emissions.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
 1-25 SECTION 1. Subchapter B, Chapter 382, Health and Safety
 1-26 Code, is amended by adding Section 382.0175 to read as follows:

1-27 Sec. 382.0175. AMOUNT OF FOREIGN EMISSIONS IN NONATTAINMENT
 1-28 AREAS; REVISION OF STATE IMPLEMENTATION PLAN. (a) In this section:

1-29 (1) "Foreign emissions" means emissions of air
 1-30 contaminants emanating from outside the United States.

1-31 (2) "Federal air quality monitor" means a monitor that
 1-32 is used to report data to the United States Environmental
 1-33 Protection Agency to demonstrate compliance with the national
 1-34 ambient air quality standards.

1-35 (b) The commission shall estimate the contribution of
 1-36 foreign emissions at each federal air quality monitor located in
 1-37 each nonattainment area in this state with respect to each air
 1-38 contaminant for which the area is designated as being in
 1-39 nonattainment for any national ambient air quality standards for
 1-40 ozone or particulate matter. The commission may contract with a
 1-41 third party to conduct the estimate required by this subsection.

1-42 (c) Not later than September 1, 2027, the executive director
 1-43 shall, using the estimate conducted under Subsection (b), report to
 1-44 the commission a recommendation on whether to revise the state
 1-45 implementation plan to account for the contribution of foreign
 1-46 emissions in each nonattainment area in this state in any manner
 1-47 permissible under federal law. In preparing the report to the
 1-48 commission, the executive director shall consider any areas in this
 1-49 state designated as nonattainment for ozone or particulate matter
 1-50 as of September 1, 2026.

1-51 (d) This section expires September 1, 2029.

1-52 SECTION 2. This Act takes effect immediately if it receives
 1-53 a vote of two-thirds of all the members elected to each house, as
 1-54 provided by Section 39, Article III, Texas Constitution. If this
 1-55 Act does not receive the vote necessary for immediate effect, this
 1-56 Act takes effect September 1, 2023.

1-57 * * * * *