

Amend CSHB 1365, committee printing, by deleting Section 12, page 3 line 37, and substituting the following:

SECTION 12. Section 386.252, Health and Safety Code, is amended to read as follows:

Sec. 386.252. USE OF FUND. (a) Money in the fund may be used only to implement and administer programs established under the plan and shall be allocated as follows:

(1) for the diesel emissions reduction incentive program, 87.5 [~~72~~] percent of the money in the fund, of which not more than [~~three percent may be used for infrastructure projects and not more than~~] 10 percent may be used for on-road diesel purchase or lease incentives;

~~(2) [for the motor vehicle purchase or lease incentive program, 15 percent of the money in the fund,~~

~~[(3) for the energy efficiency grant program, 7.5 percent of the money in the fund,~~

~~[(4)]~~ for the new technology research and development program, 9.5 [~~7.5~~] percent of the money in the fund, of which up to \$250,000 is allocated for administration, up to \$200,000 is allocated for a health effects study, [~~and~~] \$500,000 is to be deposited in the state treasury to the credit of the clean air account created under Section 382.0622 to supplement funding for air quality planning activities in affected counties, and not less than 20 percent is to be allocated each year to support research related to air quality for the Houston-Galveston-Brazoria and Dallas-Fort Worth nonattainment areas by a nonprofit organization based in Houston.

~~(3) [(5)]~~ for administrative costs incurred by [~~the utility commission,~~] the commission[~~, the comptroller,~~] and the laboratory, three percent.

(b) Up to 25 [~~15~~] percent of the money allocated under Subsection (a) to a particular program and not expended under that program by January [~~March~~] 1 of the second fiscal year of a fiscal biennium may be used for another program under the plan as determined by the commission in consultation with the advisory board.