

1-1 By: Allen (Senate Sponsor - Estes) H.B. No. 1481
1-2 (In the Senate - Received from the House May 1, 2003;
1-3 May 6, 2003, read first time and referred to Committee on Natural
1-4 Resources; May 19, 2003, reported favorably by the following vote:
1-5 Yeas 9, Nays 0; May 19, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the creation of the operating permit fees account for
1-9 fees collected under Titles IV and V of the Clean Air Act.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 382.0622, Health and Safety Code, is
1-12 amended by amending Subsection (b) and adding Subsections (b-1),
1-13 (b-2), and (b-3) to read as follows:

1-14 (b) Except as provided by Subsection (b-1), Clean Air Act
1-15 fees shall be deposited in the state treasury to the credit of the
1-16 clean air account and shall be used to safeguard the air resources
1-17 of the state.

1-18 (b-1) Fees collected under Section 382.0621(a) on or after
1-19 September 1, 2003, shall be deposited in the state treasury to the
1-20 credit of the operating permit fees account. Fees collected under
1-21 Section 382.0621(a) may not be commingled with any fees in the clean
1-22 air account or with any other money in the state treasury.

1-23 (b-2) Money in the operating permit fees account
1-24 established under Subsection (b-1) may be appropriated to the
1-25 commission only to cover the costs of developing and administering
1-26 the federal permit programs under Title IV or V of the federal Clean
1-27 Air Act (42 U.S.C. Section 7651 et seq. and Section 7661 et seq.).

1-28 (b-3) Section 403.095, Government Code, does not apply to
1-29 the operating permit fees account established under Subsection
1-30 (b-1), and any balance remaining in the operating permit fees
1-31 account at the end of a fiscal year shall be left in the account and
1-32 used in the next or subsequent fiscal years only for the purposes
1-33 stated in Subsection (b-2).

1-34 SECTION 2. (a) This Act takes effect September 1, 2003.

1-35 (b) Not later than December 1, 2003, the Texas Commission on
1-36 Environmental Quality shall adopt any rules required for the
1-37 implementation of this Act.

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