

By: Bonnen

H.B. No. 2411

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to emissions reductions obtained through certain energy  
3 efficiency initiatives.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 386.101(6), Health and Safety Code, is  
6 amended to read as follows:

7 (6) "On-road diesel" means an on-road diesel-powered  
8 motor vehicle [~~that has a gross vehicle weight rating of 8,500~~  
9 ~~pounds or more~~].

10 SECTION 2. Section 386.115, Health and Safety Code, is  
11 amended to read as follows:

12 Sec. 386.115. MODIFICATION OF VEHICLE ELIGIBILITY. After  
13 evaluating the availability of vehicles meeting the emissions  
14 standards and after public notice and comment, the commission, in  
15 consultation with the advisory board, may expand the program to  
16 include other on-road vehicles, regardless of fuel type used, that  
17 meet the emissions standards[~~, have a gross vehicle weight rating~~  
18 ~~of greater than 8,500 pounds,~~] and are purchased or leased in lieu  
19 of a new on-road diesel.

20 SECTION 3. Section 388.003(e), Health and Safety Code, is  
21 amended to read as follows:

22 (e) Local amendments may not result in less stringent energy  
23 efficiency requirements in nonattainment areas and in affected  
24 counties than the energy efficiency chapter of the International

1 Residential Code or International Energy Conservation Code. Local  
2 amendments must comply with the National Appliance Energy  
3 Conservation Act of 1987 (42 U.S.C. Sections 6291-6309), as  
4 amended. The laboratory, at the request of a municipality or  
5 county, shall determine the relative impact of proposed local  
6 amendments to an energy code, including whether proposed amendments  
7 are substantially equal to or less stringent than the unamended  
8 code. For the purpose of establishing uniform requirements  
9 throughout a region, and on request of a council of governments, a  
10 county, or a municipality, the laboratory may recommend a  
11 climatically appropriate modification or a climate zone  
12 designation for a county or group of counties that is different from  
13 the climate zone designation in the unamended code. The laboratory  
14 shall:

15 (1) report its findings to the council, county, or  
16 municipality, including an estimate of any energy savings potential  
17 above the base code from local amendments; and

18 (2) annually submit a report to the commission:

19 (A) identifying the municipalities and counties  
20 whose codes are more stringent than the unamended code, and whose  
21 codes are equally stringent or less stringent than the unamended  
22 code; and

23 (B) quantifying energy savings and emissions  
24 reductions from this program.

25 SECTION 4. Section 389.003, Health and Safety Code, is  
26 amended to read as follows:

27 Sec. 389.003. COMPUTING ENERGY EFFICIENCY EMISSIONS

1 REDUCTIONS AND ASSOCIATED CREDITS. (a) The commission shall  
2 develop a method to use in computing emissions reductions obtained  
3 through energy efficiency initiatives, including renewable energy  
4 initiatives, and the credits associated with those reductions.

5 (b) The laboratory shall assist the commission and affected  
6 political subdivisions in quantifying, as part of the state  
7 implementation plan, credits for emissions reductions attributable  
8 to energy efficiency programs, including renewable energy  
9 programs.

10 SECTION 5. This Act takes effect September 1, 2005.