

Amend CSSB 12 as follows:

(1) In Article 1 of the bill, add the following appropriately numbered bill SECTION and renumber the subsequent SECTIONS of the article accordingly:

SECTION 1.__. Subsection (b), Section 382.0622, Health and Safety Code, is amended to read as follows:

(b) Except as provided by Subsection [~~Subsections~~] (b-1) [~~and (e)~~], Clean Air Act fees shall be deposited in the state treasury to the credit of the clean air account and shall be used to safeguard the air resources of the state.

(2) Strike SECTION 3.01 of the bill (committee printing page 9, lines 39-62), and substitute the following:

SECTION 3.01. Section 388.003, Health and Safety Code, is amended by adding Subsections (b-1) and (b-2) to read as follows:

(b-1) If the State Energy Conservation Office determines, based on written recommendations from the laboratory, that the latest published edition of the International Residential Code energy efficiency provisions or the latest published edition of the International Energy Conservation Code will improve residential or commercial energy efficiency and air quality equivalent to or more stringent than the editions adopted under Subsection (a) or (b), the office may by rule adopt the equivalent or more stringent editions and substitute them for the initial editions described by Subsection (a) or (b). The rule, if adopted, shall establish an effective date for the new editions but not earlier than nine months after the date of adoption. The laboratory shall make its recommendations not later than six months after publication of new editions at the end of each three-year code development cycle of the International Residential Code and the International Energy Conservation Code.

(b-2) The State Energy Conservation Office shall by rule establish a procedure for persons who have an interest in the adoption of energy efficiency codes under Subsection (b-1), including commercial and residential builders, architects and engineers, county and other local government authorities, and environmental groups, to have an opportunity to comment on the codes under consideration and to have the commentary considered by

the laboratory in developing its recommendations.

(2) In SECTION 3.02 of the bill, in Subdivision (2) of amended Subsection (a), Section 388.005, Health and Safety Code (committee printing page 10, line 3), strike "~~or~~" and substitute "or".

(3) In SECTION 3.02 of the bill, in Subdivision (2) of amended Subsection (a), Section 388.005, Health and Safety Code (committee printing page 10, line 4), strike "(B) a school district; or" and reletter the subsequent paragraphs of Subdivision (2) accordingly.

(4) In Article 3 of the bill (committee printing page 10, between lines 39 and 40), add a new SECTION 3.03 to the bill as follows and renumber subsequent SECTIONS of the article accordingly:

SECTION 3.03. Subsection (b), Section 44.901, Education Code, is amended to read as follows:

(b) The board of trustees of a school district shall establish a goal to reduce the annual electric consumption by five percent each year for six years, beginning September 1, 2007. The board of trustees of a school district may enter into an energy savings performance contract in accordance with this section.

(5) In SECTION 3.05 of the bill (committee printing page 10, line 61), between "3.05." and "The" insert "(a)".

(6) In SECTION 3.05 of the bill (committee printing page 10, between lines 65 and 66), add the following:

(b) The State Energy Conservation Office shall adopt rules as necessary to implement Subsection (b), Section 44.901, Education Code, as amended by this article, as soon as practicable after the effective date of this Act.