

By: Madden

H.B. No. 2565

A BILL TO BE ENTITLED

AN ACT

relating to the establishment of an advisory committee on motor vehicle inspections related to safety and emissions.

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

SECTION 1. Section 548.001(3), Transportation Code, is amended to read as follows:

(3) "Conservation commission" means the Texas ~~[Natural Resource Conservation]~~ Commission on Environmental Quality.

SECTION 2. Section 548.006, Transportation Code, is amended by amending Subsections (a), (b), (c), and (h) and adding Subsections (i) and (j) to read as follows:

(a) An advisory committee consisting of nine ~~[six]~~ members shall:

(1) advise the conservation commission and the department on the conservation commission's and department's rules relating to the operation of the vehicle inspection ~~[emissions testing]~~ program under this chapter ~~[Subchapter F]~~;

(2) make recommendations to the conservation commission and the department relating to the content of rules involving the operation of the vehicle inspection ~~[emissions testing]~~ program; and

(3) perform any other advisory function requested by the conservation commission or the department in administering this

1 chapter and Chapter 382, Health and Safety Code [~~Subchapter F~~].

2 (b) The members of the commission shall appoint seven
3 [~~three~~] members of the committee as follows:

4 (1) four persons [~~one person~~] to represent inspection
5 station owners and operators, with two of those persons from
6 counties conducting vehicle emissions testing under Subchapter F
7 and two of those persons from counties conducting safety only
8 inspections;

9 (2) one person to represent manufacturers of motor
10 vehicle emissions inspection devices; [~~and~~]

11 (3) one person to represent independent vehicle
12 equipment repair technicians; and

13 (4) one person to represent the public interest.

14 (c) The [~~Each member of the conservation commission shall~~
15 ~~appoint one member of the committee. The member appointed by the~~
16 presiding officer of the conservation commission and the presiding
17 officer of the commission shall each appoint one member of the
18 committee who will alternate serving [~~serve~~] as the presiding
19 officer of the committee.

20 (h) The committee is entitled to review and comment on rules
21 to be considered for adoption by the conservation commission, the
22 commission, or the department under this chapter or Chapter 382,
23 Health and Safety Code, [~~Subchapter F~~] before the rules are adopted
24 [~~published~~].

25 (i) The committee shall hold at least two meetings each
26 year.

27 (j) Chapter 2110, Government Code, does not apply to the

1 committee.

2 SECTION 3. Section 548.006(h), Transportation Code, as
3 amended by this Act, applies only to a proposed rule, including a
4 proposed amendment to a rule, first proposed after the first
5 meeting of the advisory committee established under Section
6 548.006, Transportation Code, as amended by this Act.

7 SECTION 4. This Act takes effect September 1, 2007.