

By: Cook of Navarro, West, Dunnam

H.B. No. 3109

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the authority of the governor to contract in relation to
3 a clean coal project.

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

5 SECTION 1. Section 490.301, Government Code, as added by
6 Chapter 1097, Acts of the 79th Legislature, Regular Session, 2005,
7 is amended to read as follows:

8 Sec. 490.301. DEFINITION. In this subchapter [~~section~~],
9 "clean coal project" has the meaning assigned by Section 5.001,
10 Water Code.

11 SECTION 2. Subchapter G, Chapter 490, Government Code, as
12 added by Chapter 1097, Acts of the 79th Legislature, Regular
13 Session, 2005, is amended by adding Section 490.304 to read as
14 follows:

15 Sec. 490.304. CONTRACTING AUTHORITY. (a) The governor may
16 contract for the state with an organization exempt from federal
17 income taxation under Section 501(a), Internal Revenue Code of
18 1986, by being listed as an exempt entity under Section 501(c)(3) of
19 that code, including the FutureGen Industrial Alliance, Inc., for a
20 purpose related to implementing a clean coal project, including an
21 innovative energy demonstration program described by Section
22 2305.037.

23 (b) This section expires on the date the FutureGen
24 Industrial Alliance, Inc., loses its qualification as being exempt

1 from federal taxation under Section 501(a), Internal Revenue Code
2 of 1986, by being listed as an exempt entity under Section 501(c)(3)
3 of that code.

4 SECTION 3. This Act takes effect September 1, 2007.