

Amend HB 4031 (engrossed version) by adding the following appropriately numbered SECTIONS to the bill and renumbering subsequent SECTIONS of the bill accordingly:

SECTION \_\_\_\_\_. Section 22.004(c), Agriculture Code, is amended to read as follows:

(c) Money in the account may be appropriated only to the department for the purpose of implementing, ~~[and]~~ maintaining, and administering the agricultural biomass and landfill diversion incentive program.

SECTION \_\_\_\_\_. The heading to Section 22.005, Agriculture Code, is amended to read as follows:

Sec. 22.005. LIMITATION ON GRANT AMOUNT; SCHEDULE OF PAYMENTS.

SECTION \_\_\_\_\_. Section 22.005, Agriculture Code, is amended by adding Subsection (c) to read as follows:

(c) On a determination that money in the agricultural biomass and landfill diversion incentive account is insufficient to pay reimbursements under Section 22.003 or grants under Section 22.006, the department, in consultation with interested parties, may develop a proportionate and equitable schedule to pay the reimbursements or grants. In developing a schedule to pay reimbursements or grants under this subsection, the department may consider a facility's:

- (1) effect on wages and job creation or job retention;
- (2) level of capital investment; and
- (3) effect on the local economy and the economy of this state.