

1-1 By: Pitts, et al. (Senate Sponsor - Ogden) H.B. No. 1731  
1-2 (In the Senate - Received from the House April 22, 2009;  
1-3 May 1, 2009, read first time and referred to Committee on Natural  
1-4 Resources; May 7, 2009, reported favorably by the following vote:  
1-5 Yeas 7, Nays 0; May 7, 2009, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to money available for consumer incentive or rebate  
1-9 programs for alternatively fueled appliances or equipment.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 113.2435, Natural Resources Code, is  
1-12 amended by adding Subsection (d) to read as follows:

1-13 (d) Notwithstanding Subsection (c)(5), the commission shall  
1-14 make available for rebates during a fiscal year the entire amount of  
1-15 money made available for rebates during the preceding fiscal year  
1-16 that was not spent during the preceding fiscal year. The amount of  
1-17 money made available for rebates during the preceding fiscal year  
1-18 that was not spent during the preceding fiscal year is not counted  
1-19 in determining the limitation on the proportion of the fund usable  
1-20 for the rebate program during a fiscal year.

1-21 SECTION 2. This Act takes effect immediately if it receives  
1-22 a vote of two-thirds of all the members elected to each house, as  
1-23 provided by Section 39, Article III, Texas Constitution. If this  
1-24 Act does not receive the vote necessary for immediate effect, this  
1-25 Act takes effect September 1, 2009.

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