

By: Hochberg, Edwards, Farrar

H.B. No. 4581

Substitute the following for H.B. No. 4581:

By: Legler

C.S.H.B. No. 4581

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the use of advanced technologies by the Texas  
3 Commission on Environmental Quality for measuring and monitoring  
4 air pollution.

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

6 SECTION 1. Section 382.014, Health and Safety Code, is  
7 amended to read as follows:

8 Sec. 382.014. EMISSION INVENTORY. (a) The commission  
9 may require a person whose activities cause emissions of air  
10 contaminants to submit information to enable the commission to  
11 develop an inventory of emissions of air contaminants in this  
12 state.

13 (b) The commission shall use emissions information  
14 submitted under this section and gathered during other commission  
15 activities to evaluate the integrity of emissions factors and the  
16 emissions inventory.

17 (c) The commission shall annually assess the information  
18 collected under this section and recommend emissions inventory  
19 improvement strategies in the report required by Section 5.126,  
20 Water Code.

21 SECTION 2. Section 382.016, Health and Safety Code, is  
22 amended by adding Subsection (c) to read as follows:

23 (c) The commission may measure and monitor the emissions of  
24 air contaminants from a source or from an activity causing or

1 resulting in the emission of air contaminants subject to the  
2 commission's jurisdiction.

3 SECTION 3. Section 382.0173, Health and Safety Code, is  
4 amended by adding Subsection (h) to read as follows:

5 (h) The commission shall adopt policies to permanently  
6 reduce quantifiable surplus emissions that are found through the  
7 use of any advanced technologies authorized under this chapter to  
8 gain credits for this state's air quality state implementation  
9 plan.

10 SECTION 4. Section 382.021, Health and Safety Code, is  
11 amended by adding Subsection (c) to read as follows:

12 (c) The commission shall use optical gas imaging in  
13 two-dimensional vertical fields or other technologies that measure  
14 the concentration and volume of emissions of volatile organic  
15 compounds and nitrogen oxides.

16 SECTION 5. This Act takes effect September 1, 2009.