

Amend CSSB 1811 by adding the following appropriately numbered SECTION and renumbering subsequent SECTIONS accordingly:

SECTION _____. Subchapter A, Chapter 382, Health and Safety Code, is amended by adding Section 382.005 to read as follows:

Sec. 382.005. PROHIBITION ON IMPLEMENTATION OF GREENHOUSE GAS EMISSIONS REGULATORY PROGRAMS. (a) In this section:

(1) "Greenhouse gas" includes:

(A) carbon dioxide;

(B) methane;

(C) nitrous oxide;

(D) hydrofluorocarbons;

(E) perfluorocarbons;

(F) sulfur hexafluoride; and

(G) other gases or substances incorporated into a regional or federal greenhouse gas emissions regulatory program.

(2) "Greenhouse gas emissions regulatory program" means an arrangement under which a greenhouse gas emissions source is required to account for or report greenhouse gas emissions. The term includes a market-based compliance mechanism.

(3) "Market-based compliance mechanism" means a system of market-based declining annual aggregate greenhouse gas emissions limits, including a greenhouse gas emissions exchange, banking, credit, or other similar transaction.

(b) A state agency, including the commission, may not implement or adopt rules that would implement a greenhouse gas emissions regulatory program required by federal statute or agency rule unless the federal government provides federal money to cover all anticipated costs and economic losses to this state that may result from the implementation of the program.

(c) A state employee may not participate on a board, committee, or related entity, or in a study, of a national organization assigned to recommend provisions to implement a federal greenhouse gas emissions regulatory program. This subsection does not apply to actions taken by a state employee to reduce greenhouse gas emissions outside the employee's official duties.