

By: Parker

H.B. No. 2987

Substitute the following for H.B. No. 2987:

By: Lyne

C.S.H.B. No. 2987

A BILL TO BE ENTITLED

AN ACT

relating to establishing an account for the purchase or operation of emissions monitoring devices in certain counties.

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

SECTION 1. Subchapter B, Chapter 382, Health and Safety Code, is amended by adding Section 382.0336 to read as follows:

Sec. 382.0336. URBAN COUNTY AIR MONITORING ACCOUNT. (a)

The urban county air monitoring account is an account in the general revenue fund.

(b) The account consists of any money deposited to the credit of the account, including any gifts, grants, or donations made for purposes of this section. The commission may accept anonymous gifts and donations for the account.

(c) Money in the account may be appropriated to the commission only for the purchase or operation of devices that monitor the emissions of air contaminants in a county:

(1) with a population of 650,000 or more; and

(2) in which there are more than 2,000 producing oil or gas wells.

(d) Interest earned on the account shall be credited to the account.

(e) Section 403.095, Government Code, does not apply to the account.

SECTION 2. (a) Section 382.0336, Health and Safety Code, as

1 added by this Act, is amended by adding Subsection (f) to read as
2 follows:

3 (f) Except as provided by this subsection, the commission
4 shall allocate all money appropriated from the account for the
5 purchase or operation of devices for or through the regional air
6 monitoring program described by Section 386.252(a)(5), in addition
7 to other money allocated for that program. The commission shall
8 ensure that money deposited to the account by a gift, grant, or
9 donation that is subject to a condition is not used under this
10 subsection if that use would be inconsistent with the condition. To
11 the extent money remains in the account after funding needs for the
12 purchase or operation of devices for or through the regional air
13 monitoring program described by that section are met, the
14 commission may use money as provided by Subsection (c).

15 (b) This section takes effect only if H.B. 1145 or S.B. 527,
16 or similar legislation relating to projects funded through the
17 Texas emissions reduction plan, is enacted by the 82nd Legislature,
18 Regular Session, 2011, and becomes law.

19 SECTION 3. This Act takes effect immediately if it receives
20 a vote of two-thirds of all the members elected to each house, as
21 provided by Section 39, Article III, Texas Constitution. If this
22 Act does not receive the vote necessary for immediate effect, this
23 Act takes effect September 1, 2011.