

By: Carona

S.B. No. 399

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a diesel vehicle emissions inspection and maintenance
3 program and low-income vehicle repair assistance for diesel
4 vehicles.

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

6 SECTION 1. Section 382.203(b), Health and Safety Code, is
7 amended to read as follows:

8 (b) In addition to a vehicle described by Subsection (a),
9 the program applies to:

10 (1) a vehicle with United States governmental plates
11 primarily operated in an affected county;

12 (2) a vehicle operated on a federal facility in an
13 affected county; ~~and~~

14 (3) a vehicle primarily operated in an affected county
15 that is exempt from motor vehicle registration requirements or
16 eligible under Chapter 502, Transportation Code, to display an
17 "exempt" license plate; and

18 (4) a diesel vehicle that the commission determines
19 under Section 382.202(i) should be inspected to minimize emissions.

20 SECTION 2. Section 382.209(i), Health and Safety Code, is
21 amended to read as follows:

22 (i) Notwithstanding the vehicle replacement requirements
23 provided by Subsection (d)(2), the commission by rule may provide
24 monetary or other compensatory assistance under the low-income

1 vehicle repair assistance, retrofit, and accelerated vehicle
2 retirement program, subject to the availability of funds, for the
3 replacement of a vehicle that meets the following criteria:

4 (1) the vehicle is gasoline-powered or diesel-powered
5 and is at least 10 years old;

6 (2) the vehicle owner meets applicable financial
7 eligibility criteria;

8 (3) the vehicle meets the requirements provided by
9 Subsections (e)(1) and (2); and

10 (4) the vehicle has passed a Department of Public
11 Safety motor vehicle safety inspection or safety and emissions
12 inspection within the 15-month period before the application is
13 submitted.

14 SECTION 3. This Act takes effect September 1, 2011.