

By: McClendon

H.B. No. 457

Substitute the following for H.B. No. 457:

By: Pickett

C.S.H.B. No. 457

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the Texas emissions reduction plan, including the use
3 of money in the Texas emissions reduction plan fund for rail
4 projects.

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

6 SECTION 1. Section 386.002, Health and Safety Code, is
7 amended to read as follows:

8 Sec. 386.002. EXPIRATION. This chapter expires August 31,
9 2023 [~~2019~~].

10 SECTION 2. Subchapter F, Chapter 386, Health and Safety
11 Code, is amended by adding Section 386.253 to read as follows:

12 Sec. 386.253. RAIL PROJECTS. A rail project, including a
13 rail relocation and improvement project, that meets the criteria of
14 a program established under this chapter is eligible to receive a
15 grant or other funding from the Texas emissions reduction plan
16 fund.

17 SECTION 3. Sections 501.138(b-2) and (b-3), Transportation
18 Code, are amended to read as follows:

19 (b-2) The comptroller shall establish a record of the amount
20 of the fees deposited to the credit of the Texas Mobility Fund under
21 Subsection (b-1). On or before the fifth workday of each month,
22 the Texas Department of Transportation shall remit to the
23 comptroller for deposit to the credit of the Texas emissions
24 reduction plan fund an amount of money equal to the amount of the

1 fees deposited by the comptroller to the credit of the Texas
2 Mobility Fund under Subsection (b-1) in the preceding month. The
3 Texas Department of Transportation shall use for remittance to the
4 comptroller as required by this subsection money in the state
5 highway fund that is not required to be used for a purpose specified
6 by Section 7-a, Article VIII, Texas Constitution, and may not use
7 for that remittance money received by this state under the
8 congestion mitigation and air quality improvement program
9 established under 23 U.S.C. Section 149. A rail project, including
10 a rail relocation and improvement project, that meets the criteria
11 of a program established under the Texas emissions reduction plan
12 is eligible to receive a grant or other funding from the Texas
13 emissions reduction plan fund out of money deposited to the fund
14 under this subsection.

15 (b-3) This subsection and Subsection (b-2) expire August
16 31, 2023 [~~2019~~].

17 SECTION 4. This Act takes effect immediately if it receives
18 a vote of two-thirds of all the members elected to each house, as
19 provided by Section 39, Article III, Texas Constitution. If this
20 Act does not receive the vote necessary for immediate effect, this
21 Act takes effect September 1, 2015.