

AN ACT

relating to the exemption from ad valorem taxation of property used to collect, process, and deliver landfill-generated gas.

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

SECTION 1. Sections 11.311(a) and (d), Tax Code, are repealed.

SECTION 2. The heading to Section 11.311, Tax Code, is amended to read as follows:

Sec. 11.311. [~~TEMPORARY EXEMPTION.~~] LANDFILL-GENERATED GAS CONVERSION FACILITIES.

SECTION 3. Section 11.311, Tax Code, is amended by amending Subsection (b) and adding Subsections (e) and (f) to read as follows:

(b) A person is entitled to an exemption from taxation of tangible [~~the real and~~] personal property the person owns that is located on or in close proximity to a landfill and is used to:

- (1) collect gas generated by the landfill;
- (2) compress and transport the gas;
- (3) process the gas so that it may be:
  - (A) delivered into a natural gas pipeline; or
  - (B) used as a transportation fuel in methane-powered on-road or off-road vehicles or equipment; and
- (4) deliver the gas:
  - (A) into a natural gas pipeline; or

1 (B) to a methane fueling station.

2 (e) Property described by Subsection (b) shall be appraised  
3 as tangible personal property for ad valorem tax purposes,  
4 regardless of whether the property is affixed to or incorporated  
5 into real property.

6 (f) This section may not be construed to exempt from  
7 taxation tangible personal property located on or in close  
8 proximity to a landfill that is not used in the manner prescribed by  
9 Subsection (b).

10 SECTION 4. The change in law made by this Act applies only  
11 to ad valorem taxes imposed for a tax year beginning on or after the  
12 effective date of this Act.

13 SECTION 5. This Act takes effect January 1, 2016.

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President of the Senate

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Speaker of the House

I certify that H.B. No. 994 was passed by the House on April 22, 2015, by the following vote: Yeas 124, Nays 20, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 994 on May 26, 2015, by the following vote: Yeas 114, Nays 32, 2 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 994 was passed by the Senate, with amendments, on May 21, 2015, by the following vote: Yeas 28, Nays 3.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor