

By: Krause

H.B. No. 3590

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the adoption of state rules and the submission of the
3 state implementation plan to comply with certain rules under
4 Section 111(d) of the federal Clean Air Act.

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

6 SECTION 1. Section 382.0173, Health and Safety Code, is
7 amended by adding Subsection (a-1) to read as follows:

8 (a-1) The commission or another state agency, including the
9 Public Utility Commission, may not finally adopt a rule or submit a
10 state implementation plan to comply with the United States
11 Environmental Protection Agency's rules under Section 111(d) of the
12 federal Clean Air Act (42 U.S.C. Section 7411) if those federal
13 rules give the Environmental Protection Agency authority to
14 regulate a person, entity, or activity that it did not regulate on
15 January 1, 2015.

16 SECTION 2. This Act takes effect immediately if it receives
17 a vote of two-thirds of all the members elected to each house, as
18 provided by Section 39, Article III, Texas Constitution. If this
19 Act does not receive the vote necessary for immediate effect, this
20 Act takes effect September 1, 2015.