

By: Zaffirini, et al.
(Morrison)

S.B. No. 911

Substitute the following for S.B. No. 911:

By: Morrison

C.S.S.B. No. 911

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the eligibility for grants for natural gas fueling
3 stations.

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

5 SECTION 1. Chapter 393, Health and Safety Code, is amended
6 by adding Section 393.0015 to read as follows:

7 Sec. 393.0015. INCLUSION OF SAN ANTONIO-CORPUS
8 CHRISTI-LAREDO IN CLEAN TRANSPORTATION TRIANGLE. For the purposes
9 of this chapter, a reference to the clean transportation triangle
10 includes counties containing or intersected by a portion of:

11 (1) an interstate highway connecting San Antonio to
12 Corpus Christi or Laredo; or

13 (2) a state highway connecting Corpus Christi and
14 Laredo.

15 SECTION 2. Section 393.004, Health and Safety Code, is
16 amended by adding Subsection (f) to read as follows:

17 (f) In addition to other preferences under this section, for
18 fueling facilities to provide natural gas, the commission shall
19 give preference to facilities located in the triangular area in and
20 between the Corpus Christi, Laredo, and San Antonio areas.

21 SECTION 3. Section 394.005(c), Health and Safety Code, is
22 amended to read as follows:

23 (c) As a condition of receiving a grant, the qualifying
24 vehicle must be continuously owned, leased, or otherwise

1 commercially financed and registered and operated in the state by
2 the grant recipient until the earlier of the fourth anniversary of
3 the date of reimbursement of the grant-funded expenses or until the
4 date the vehicle has been in operation for 400,000 miles after the
5 date of reimbursement. Not less than 75 percent of the annual use
6 of the qualifying vehicle, either mileage or fuel use as determined
7 by the commission, must occur in:

8 (1) the counties any part of which are included in the
9 areas [~~area~~] described by Section 394.010(a-1) [~~394.010(a)~~]; or

10 (2) counties designated as nonattainment areas within
11 the meaning of Section 107(d) of the federal Clean Air Act (42
12 U.S.C. Section 7407).

13 SECTION 4. The heading to Section 394.010, Health and
14 Safety Code, is amended to read as follows:

15 Sec. 394.010. CLEAN TRANSPORTATION TRIANGLES [~~TRIANGLE~~].

16 SECTION 5. Section 394.010, Health and Safety Code, is
17 amended by amending Subsections (a) and (d) and adding Subsections
18 (a-1) and (a-2) to read as follows:

19 (a) In this section:

20 (1) "Affected county" has the meaning assigned by
21 Section 386.001.

22 (2) "State highway" means a highway in this state
23 included in the plan providing for a system of state highways
24 prepared by the executive director of the Texas Department of
25 Transportation under Section 201.103, Transportation Code.

26 (a-1) To ensure that natural gas vehicles purchased,
27 leased, or otherwise commercially financed or repowered under the

1 program have access to fuel, and to build the foundation for a
2 self-sustaining market for natural gas vehicles in Texas, the
3 commission shall award grants to support the development of a
4 network of natural gas vehicle fueling stations:

5 (1) along the interstate highways connecting Houston,
6 San Antonio, Dallas, and Fort Worth;

7 (2) along the interstate highways connecting San
8 Antonio to Corpus Christi and Laredo and the state highways
9 connecting Corpus Christi and Laredo;~~7~~ and

10 (3) in nonattainment areas and affected counties of
11 the state.

12 (a-2) In awarding the grants, the commission shall provide
13 for:

14 (1) strategically placed natural gas vehicle fueling
15 stations:

16 (A) in and between the Houston, San Antonio, and
17 Dallas-Fort Worth areas to enable a natural gas vehicle to travel in
18 that triangular area relying solely on natural gas fuel;

19 (B) in and between the Corpus Christi, Laredo,
20 and San Antonio areas to enable a natural gas vehicle to travel in
21 that triangular area relying solely on natural gas fuel;~~7~~ and

22 (C) in nonattainment areas and affected counties
23 of the state, to enable a natural gas vehicle to travel in those
24 areas relying solely on natural gas fuel;

25 (2) the grants to be dispersed through a competitive
26 bidding process to offset a portion of the cost of installation of
27 the natural gas dispensing equipment;

1 (3) contracts that require the recipient stations to
2 meet operational, maintenance, and reporting requirements as
3 specified by the commission; and

4 (4) a listing, to be maintained by the commission and
5 made available to the public online, of all natural gas vehicle
6 fueling stations that have received grant funding, including
7 location and hours of operation.

8 (d) Stations funded by grants under this section must be
9 publicly accessible. In awarding grants for stations under this
10 section, the ~~[The]~~ commission shall give preference to:

11 (1) stations providing both liquefied natural gas and
12 compressed natural gas at a single location;

13 (2) stations located not more than one mile from an
14 interstate highway ~~[system]~~; and

15 (3) stations located in the triangular areas described
16 by Subsections (a-2)(1)(A) and (B) ~~[area between the Houston, San~~
17 ~~Antonio, and Dallas-Fort Worth areas]~~.

18 SECTION 6. The changes in law made by this Act apply only to
19 a Texas emissions reduction plan grant awarded on or after the
20 effective date of this Act. A grant awarded before the effective
21 date of this Act is governed by the law in effect on the date the
22 award was made, and the former law is continued in effect for that
23 purpose.

24 SECTION 7. Sections 1 and 2 of this Act take effect
25 September 1, 2015, but only if H.B. 14, or similar legislation of
26 the 84th Legislature, Regular Session, 2015, that transfers
27 provisions governing grants for natural gas vehicle fueling

1 facilities along interstate highways connecting Houston, San
2 Antonio, Dallas, and Fort Worth and in nonattainment areas from the
3 Texas natural gas vehicle grant program under Chapter 394, Health
4 and Safety Code, to the Texas alternative fueling facility program
5 under Chapter 393, Health and Safety Code, becomes law. If such a
6 bill does not become law, those sections have no effect.

7 SECTION 8. Sections 3, 4, and 5, of this Act take effect
8 September 1, 2015, but only if H.B. 14, or similar legislation of
9 the 84th Legislature, Regular Session, 2015, that transfers
10 provisions governing grants for natural gas vehicle fueling
11 facilities along interstate highways connecting Houston, San
12 Antonio, Dallas, and Fort Worth and in nonattainment areas from the
13 Texas natural gas vehicle grant program under Chapter 394, Health
14 and Safety Code, to the Texas alternative fueling facility program
15 under Chapter 393, Health and Safety Code, does not become law. If
16 such a bill becomes law, those sections have no effect.