

By: Birdwell, Hall

S.B. No. 1731

A BILL TO BE ENTITLED

AN ACT

relating to the repeal of laws governing certain state entities,
including the functions of those entities.

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

SECTION 1. AGRICULTURE AND WILDLIFE RESEARCH AND MANAGEMENT
ADVISORY COMMITTEE. (a) The Agriculture and Wildlife Research and
Management Advisory Committee is abolished.

(b) Section 50.001, Agriculture Code, is amended to read as
follows:

Sec. 50.001. PROGRAM. The Texas Agricultural Experiment
Station~~[, in consultation with the Agriculture and Wildlife
Research and Management Advisory Committee established under
Section 88.216, Education Code,~~] shall develop and administer a
program to finance agriculture and wildlife research that the Texas
Agricultural Experiment Station determines to be of the highest
scientific merit and to offer significant promise in providing new
directions for long-term solutions to continued agriculture
production, water availability, and wildlife habitat availability.

(c) Section 88.216, Education Code, is repealed.

SECTION 2. STATE OF TEXAS ANNIVERSARY REMEMBRANCE DAY MEDAL
COMMITTEE. (a) The State of Texas Anniversary Remembrance Day
Medal Committee is abolished.

(b) Chapter 3103, Government Code, is repealed.

SECTION 3. TEXAS BIOENERGY POLICY COUNCIL AND TEXAS

1 BIOENERGY RESEARCH COMMITTEE. (a) The Texas Bioenergy Policy
2 Council and the Texas Bioenergy Research Committee are abolished.

3 (b) Chapter 50D, Agriculture Code, is repealed.

4 (c) To the extent of any conflict, this section prevails
5 over another Act of the 85th Legislature, Regular Session, 2017,
6 relating to nonsubstantive additions to and corrections in enacted
7 codes.

8 SECTION 4. BORDER SECURITY COUNCIL. (a) The Border
9 Security Council is abolished.

10 (b) Section 421.0025, Government Code, is repealed.

11 SECTION 5. COLLEGE OPPORTUNITY ACT COMMITTEE. (a) The
12 College Opportunity Act committee is abolished.

13 (b) Chapter 1233, Government Code, is repealed.

14 SECTION 6. TEXAS DISTINGUISHED SERVICE AWARDS COMMITTEE.

15 (a) The Texas Distinguished Service Awards Committee is
16 abolished.

17 (b) Chapter 3102, Government Code, is repealed.

18 SECTION 7. ADVISORY BOARD OF ECONOMIC DEVELOPMENT
19 STAKEHOLDERS. (a) The advisory board of economic development
20 stakeholders is abolished.

21 (b) Section 481.169, Government Code, is repealed.

22 SECTION 8. TEXAS EMISSIONS REDUCTION PLAN ADVISORY BOARD.

23 (a) The Texas Emissions Reduction Plan Advisory Board is
24 abolished.

25 (b) Sections 386.057(a) and (b), Health and Safety Code, are
26 amended to read as follows:

27 (a) The commission[~~, in consultation with the advisory~~

1 ~~board,~~] annually shall review programs established under the plan,
2 including each project funded under the plan, the amount granted
3 for the project, the emissions reductions attributable to the
4 project, and the cost-effectiveness of the project.

5 (b) Not later than December 1, 2002, and not later than
6 December 1 of each subsequent second year, the commission~~[, in~~
7 ~~consultation with the advisory board,~~] shall publish and submit to
8 the legislature a biennial plan report. The report must include:

9 (1) the information included in the annual reviews
10 conducted under Subsection (a);

11 (2) specific information for individual projects as
12 required by Subsection (c);

13 (3) information contained in reports received under
14 Sections 386.205, 388.003(e), 388.006, and 391.104; and

15 (4) a summary of the commission's activities under
16 Section 386.052.

17 (c) Section 386.104(f), Health and Safety Code, is amended
18 to read as follows:

19 (f) A proposed retrofit, repower, replacement, or add-on
20 equipment project must document, in a manner acceptable to the
21 commission, a reduction in emissions of oxides of nitrogen of at
22 least 30 percent compared with the baseline emissions adopted by
23 the commission for the relevant engine year and application. After
24 study of available emissions reduction technologies and~~[,]~~ after
25 public notice and comment, ~~[and after consultation with the~~
26 ~~advisory board,~~] the commission may revise the minimum percentage
27 reduction in emissions of oxides of nitrogen required by this

1 subsection to improve the ability of the program to achieve its
2 goals.

3 (d) Sections 386.107, 386.114, and 386.115, Health and
4 Safety Code, are amended to read as follows:

5 Sec. 386.107. ADJUSTMENT TO MAXIMUM COST-EFFECTIVENESS
6 AMOUNT AND AWARD AMOUNT. After study of available emissions
7 reduction technologies and costs and after public notice and
8 comment, the commission[~~, in consultation with the advisory board,~~]
9 may change the values of the maximum grant award criteria
10 established in Section 386.106 to account for inflation or to
11 improve the ability of the program to achieve its goals.

12 Sec. 386.114. MODIFICATION OF INCENTIVE EMISSIONS
13 STANDARDS. After evaluating new technologies and after public
14 notice and comment, the commission[~~, in consultation with the
15 advisory board,~~] may change the incentive emissions standards
16 established by Section 386.113 to improve the ability of the
17 program to achieve its goals.

18 Sec. 386.115. MODIFICATION OF VEHICLE ELIGIBILITY. After
19 evaluating the availability of vehicles meeting the emissions
20 standards and after public notice and comment, the commission[~~, in
21 consultation with the advisory board,~~] may expand the program to
22 include other on-road vehicles, regardless of fuel type used, that
23 meet the emissions standards, have a gross vehicle weight rating of
24 greater than 8,500 pounds, and are purchased or leased in lieu of a
25 new on-road diesel.

26 (e) Section 386.252(d), Health and Safety Code, is amended
27 to read as follows:

1 (d) The commission may reallocate money designated for the
2 Texas natural gas vehicle grant program under Chapter 394 to other
3 programs described under Subsection (a) if:

4 (1) the commission, in consultation with the governor
5 ~~[and the advisory board]~~, determines that the use of the money in
6 the fund for that program will cause the state to be in
7 noncompliance with the state implementation plan to the extent that
8 federal action is likely; and

9 (2) the commission finds that the reallocation of some
10 or all of the funding for the program would resolve the
11 noncompliance.

12 (f) Sections 394.005(a) and (g), Health and Safety Code, are
13 amended to read as follows:

14 (a) The commission by rule shall establish criteria for
15 prioritizing qualifying vehicles eligible to receive grants under
16 this chapter. The commission shall review and revise the criteria
17 as appropriate ~~[after consultation with the advisory board]~~.

18 (g) The commission shall establish baseline emission levels
19 for emissions of nitrogen oxides for on-road heavy-duty or
20 medium-duty motor vehicles being replaced by using the emission
21 certification for the engine or vehicle being replaced. The
22 commission may consider deterioration of the emission performance
23 of the engine of the vehicle being replaced in establishing the
24 baseline emission level. The commission may consider and establish
25 baseline emission rates for additional pollutants of concern, as
26 determined by the commission ~~[after consultation with the advisory
27 board]~~.

1 (g) The following provisions of the Health and Safety Code
2 are repealed:

3 (1) Section 386.001(1);

4 (2) Section 386.058; and

5 (3) Section 394.001(1).

6 SECTION 9. FIRE ANT RESEARCH AND MANAGEMENT ACCOUNT
7 ADVISORY COMMITTEE. (a) The Fire Ant Research and Management
8 Account Advisory Committee is abolished.

9 (b) The following provisions are repealed:

10 (1) Section 77.022, Agriculture Code; and

11 (2) Section 88.215, Education Code.

12 SECTION 10. This Act takes effect September 1, 2017.