

By: Menéndez

S.B. No. 892

A BILL TO BE ENTITLED

AN ACT

relating to the exhaust emission systems of certain diesel-powered motor vehicles.

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

SECTION 1. Section 382.203(a), Health and Safety Code, is amended to read as follows:

(a) The inspection and maintenance program applies to any diesel-powered passenger car or light truck or any gasoline-powered vehicle that is:

(1) required to be registered in and is primarily operated in an affected county; and

(2) at least two and less than 25 years old; or

(3) subject to test-on-resale requirements under Section 548.3011, Transportation Code.

SECTION 2. Section 547.605(c), Transportation Code, is amended to read as follows:

(c) The owner or operator of a motor vehicle or motor vehicle engine, of a model year after 1967, that is equipped with an exhaust emission system:

(1) shall maintain the system in good working condition;

(2) shall use the system when the motor vehicle or motor vehicle engine is operated; ~~and~~

(3) may not remove the system or a part of the system

1 or intentionally make the system inoperable in this state, unless
2 the owner or operator removes the system or part to install another
3 system or part intended to be equally effective in reducing
4 atmospheric emissions; and

5 (4) if the motor vehicle is a diesel-powered passenger
6 car or light truck, may not modify or reprogram the system or a part
7 of the system in a manner that the owner or operator knows or should
8 know will increase the motor vehicle's capacity to emit soot,
9 smoke, or other particulate matter.

10 SECTION 3. This Act takes effect September 1, 2019.