

By: Menéndez

S.B. No. 892

A BILL TO BE ENTITLED

AN ACT

relating to the exhaust emission systems of 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 gasoline-powered or diesel-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 or intentionally make the system inoperable in this state, unless

1 the owner or operator removes the system or part to install another  
2 system or part intended to be equally effective in reducing  
3 atmospheric emissions; and

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

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