

By: Menéndez

S.B. No. 2062

A BILL TO BE ENTITLED

AN ACT

relating to the establishment of a Motor Fuels Metering and Quality Advisory Board.

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

SECTION 1. Chapter 2310 of the Occupations Code is amended by adding Subchapter F to read as follows:

SUBCHAPTER B. MOTOR FUEL METERING AND QUALITY ADVISORY BOARD.

Sec. 2310.220. Board; Membership. (a) The Motor Fuel Metering and Quality Advisory Board consists of nine members appointed by the presiding officer of the commission, with the commission's approval, as follows:

(1) two members who are dealers, or their representatives;

(A) one member with 500 or fewer registered devices;

(B) one member with more than 1,000 registered devices;

(2) one member who represents a service company licensed by the department;

(3) one member who represents a wholesaler, distributor, or jobber;

(4) one member who represents a supplier;

(5) one member who represents a liquid petroleum gas dealer;

1 (6) one member who represents a financial institution,
2 as defined by 277.001(3), Financial Code, or credit card issuer;
3 and

4 (6) one member who represents a law enforcement
5 agency.

6 (b) Appointments to the board shall be made without regard
7 to the race, color, disability, sex, religion, age, or national
8 origin of the appointee.

9 Sec. 2310.221. Terms; Vacancy. (a) Members of the board
10 serve staggered six-year terms, with the terms of one or two members
11 expiring on the same date each odd-numbered year.

12 (b) If a vacancy occurs during a member's term, the
13 presiding officer of the commission, with the commission's
14 approval, shall appoint a replacement to fill the unexpired term.

15 Sec. 2310.222. Presiding Officer. The presiding officer of
16 the commission, with the commission's approval, shall designate one
17 member of the advisory board as presiding officer to serve in that
18 capacity for a one-year term.

19 Sec. 2310.223. Board Duties. The board may advise the
20 commission and department on:

21 (1) the adoption of appropriate standards for the
22 installation, maintenance, calibration, alteration, operation,
23 testing, and inspection of motor fuel dispensers, devices, and
24 fuel;

25 (2) education and curricula for applicants and licensees;

26 (2) the content of examinations;

27 (3) proposed rules and standards on technical issues

1 related to motor fuel metering and quality and payment card
2 skimmers; and

3 (4) other issues affecting motor fuel metering and quality.

4 (b) The advisory board shall meet at the call of the
5 executive director or the presiding officer of the commission.

6 SECTION 2. No later than December 1, 2021, the commission
7 shall appoint members to the Motor Fuel Metering and Quality
8 Advisory Board.

9 SECTION 3. This Act takes effect immediately if it receives
10 a vote of two-thirds of all the members elected to each house, as
11 provided by Section 39, Article III, Texas Constitution. If this
12 Act does not receive the vote necessary for immediate effect, the
13 Act takes effect September 1, 2021.