

# SENATE AMENDMENTS

2<sup>nd</sup> Printing

By: Dean, Deshotel, Bowers, Metcalf, et al.

H.B. No. 1501

A BILL TO BE ENTITLED

AN ACT

relating to certain regulations adopted by a governmental entity restricting the use of a natural gas or propane appliance or other system or component.

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

SECTION 1. Chapter 3000, Government Code, is amended by adding Section 3000.0021 to read as follows:

Sec. 3000.0021. CERTAIN REGULATIONS REGARDING RESTRICTION OF NATURAL GAS OR PROPANE. (a) Notwithstanding any other law, a governmental entity may not adopt or enforce a rule, charter provision, ordinance, order, or other regulation that prohibits or restricts, directly or indirectly, the use of an appliance or other system or component that is fueled by natural gas or propane in the construction, renovation, maintenance, or alteration of a residential or commercial building.

(b) A rule, charter provision, ordinance, order, or other regulation adopted by a governmental entity that conflicts with this section is void.

SECTION 2. This Act takes effect September 1, 2021.

**ADOPTED**

**MAY 24 2021**

*Lacey Law*  
Secretary of the Senate

By: *Simon Sudwell*

H.B. No. 1501

Substitute the following for H.B. No. 1501:

By: *Simon Sudwell*

C.S. H.B. No. 1501

A BILL TO BE ENTITLED

AN ACT

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

relating to certain regulations adopted by a governmental entity restricting the use of a natural gas or propane appliance or other system or component.

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

SECTION 1. Chapter 3000, Government Code, is amended by adding Section 3000.0021 to read as follows:

Sec. 3000.0021. CERTAIN REGULATIONS REGARDING RESTRICTION OF NATURAL GAS OR PROPANE. (a) No governmental entity may adopt or enforce an ordinance, resolution, regulation, code, order, policy, or other measure that has the purpose, intent, or effect of directly or indirectly banning, limiting, restricting, discriminating against, or prohibiting the use of an appliance or other system or component that is fueled by natural gas or propane in the construction, renovation, maintenance, or alteration of a residential or commercial building.

(b) A governmental entity may not impose any additional charge or pricing difference on a development or building permit applicant that discourages those constructing homes, buildings, or other structural improvements from using an appliance or other system or component that is fueled by natural gas or propane in the construction, renovation, maintenance, or alteration of a residential or commercial building.

SECTION 2. This Act takes effect September 1, 2021.

**ADOPTED**

**MAY 24 2021**

FLOOR AMENDMENT NO. 1

*Lately Spaw*  
Secretary of the Senate

BY:

*Simon Sidwell*

1 Amend C.S.H.B. No. 1501 (senate committee report) in SECTION  
2 1 of the bill, in added Section 3000.0021, Government Code (page  
3 1, between lines 42 and 43), by inserting the following  
4 appropriately lettered subsection and relettering subsequent  
5 subsections accordingly:

6 ( ) This section does not limit the ability of a governmental  
7 entity to use an appliance or other system or component powered by  
8 any energy source on a property owned by the entity.

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**May 26, 2021**

**TO:** Honorable Dade Phelan, Speaker of the House, House of Representatives

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB1501** by Dean (Relating to certain regulations adopted by a governmental entity restricting the use of a natural gas or propane appliance or other system or component.), **As Passed 2nd House**

<b>No significant fiscal implication to the State is anticipated.</b>
---

The bill would amend the Government Code to prohibit certain regulations from being adopted by governmental entities that would restrict the use of a natural gas or propane appliance or other system or component.

According to the Office of the Attorney General and the Public Utility Commission, any additional work resulting from the provisions of the bill could be absorbed within current resources.

According to the Texas Facilities Commission, the Office of Public Utility Counsel, and the Railroad Commission, no fiscal impact is anticipated from the provisions of the bill.

**Local Government Impact**

According to the Texas Municipal League, no significant fiscal impact to municipalities is anticipated.

According to the Texas Association of Counties, no significant fiscal impact to counties is anticipated.

**Source Agencies:** 302 Office of the Attorney General, 303 Facilities Commission, 455 Railroad Commission, 473 Public Utility Commission of Texas, 475 Office of Public Utility Counsel

**LBB Staff:** JMc, CMA, AJL, LCO, HGR, SMAT, AF

**LEGISLATIVE BUDGET BOARD**  
Austin, Texas

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**May 22, 2021**

**TO:** Honorable Brian Birdwell, Chair, Senate Committee on Natural Resources & Economic Development

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB1501** by Dean (Relating to certain regulations adopted by a governmental entity restricting the use of a natural gas or propane appliance or other system or component.), **Committee Report 2nd House, Substituted**

<b>No significant fiscal implication to the State is anticipated.</b>
---

The bill would amend the Texas Government Code relating to certain regulations adopted by governmental entities restricting the use of natural gas or propane.

According to the Office of the Attorney General and the Public Utility Commission, any additional work resulting from the provisions of the bill could be absorbed within current resources.

According to the Texas Facilities Commission, the Office of Public Utility Counsel, and the Railroad Commission, no fiscal impact is anticipated from the provisions of the bill.

**Local Government Impact**

According to the Texas Municipal League, no significant fiscal impact to municipalities is anticipated.

According to the Texas Association of Counties, no significant fiscal impact to counties is anticipated.

**Source Agencies:** 302 Office of the Attorney General, 303 Facilities Commission, 455 Railroad Commission, 473 Public Utility Commission of Texas, 475 Office of Public Utility Counsel

**LBB Staff:** JMc, AJL, LCO, HGR, SMAT, AF

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**May 20, 2021**

**TO:** Honorable Brian Birdwell, Chair, Senate Committee on Natural Resources & Economic Development

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB1501** by Dean (Relating to certain regulations adopted by a governmental entity restricting the use of a natural gas or propane appliance or other system or component.), **As Engrossed**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Texas Government Code relating to certain regulations adopted by governmental entities restricting the use of natural gas or propane.

According to the Office of the Attorney General and the Public Utility Commission, any additional work resulting from the provisions of the bill could be absorbed within current resources.

According to the Texas Facilities Commission, the Office of Public Utility Counsel, and the Railroad Commission, no fiscal impact is anticipated from the provisions of the bill.

**Local Government Impact**

According to the Texas Municipal League, no significant fiscal impact to municipalities is anticipated.

According to the Texas Association of Counties, no significant fiscal impact to counties is anticipated.

**Source Agencies:** 302 Office of the Attorney General, 303 Facilities Commission, 455 Railroad Commission, 473 Public Utility Commission of Texas, 475 Office of Public Utility Counsel

**LBB Staff:** JMc, AJL, SMAT, LCO, HGR, AF

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**April 14, 2021**

**TO:** Honorable Chris Paddie, Chair, House Committee on State Affairs

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB1501** by Dean (relating to certain regulations adopted by a governmental entity restricting the use of a natural gas or propane appliance or other system or component.), **Committee Report 1st House, Substituted**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Texas Government Code relating to certain regulations adopted by governmental entities restricting the use of natural gas or propane.

According to the Office of the Attorney General and the Public Utility Commission, any additional work resulting from the provisions of the bill could be absorbed within current resources.

According to the Texas Facilities Commission, the Office of Public Utility Counsel, and the Railroad Commission, no fiscal impact is anticipated from the provisions of the bill.

**Local Government Impact**

According to the Texas Municipal League, no significant fiscal impact to municipalities is anticipated.

According to the Texas Association of Counties, no significant fiscal impact to counties is anticipated.

**Source Agencies:** 302 Office of the Attorney General, 303 Facilities Commission, 455 Railroad Commission, 473 Public Utility Commission of Texas, 475 Office of Public Utility Counsel

**LBB Staff:** JMc, SMAT, LCO, HGR, AF

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 87TH LEGISLATIVE REGULAR SESSION**

**April 7, 2021**

**TO:** Honorable Chris Paddie, Chair, House Committee on State Affairs

**FROM:** Jerry McGinty, Director, Legislative Budget Board

**IN RE: HB1501** by Dean (Relating to certain regulations adopted by governmental entities restricting the use of natural gas or propane.), **As Introduced**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Texas Government Code relating to certain regulations adopted by governmental entities restricting the use of natural gas or propane.

According to the Office of the Attorney General, any additional work resulting from the provisions of the bill could be absorbed within current resources.

According to the Texas Facilities Commission and the Railroad Commission, no fiscal impact is anticipated from the provisions of the bill.

**Local Government Impact**

According to the Texas Municipal League, no significant fiscal impact to municipalities is anticipated.

According to the Texas Association of Counties, no significant fiscal impact to counties is anticipated.

**Source Agencies:** 302 Office of the Attorney General, 303 Facilities Commission, 455 Railroad Commission

**LBB Staff:** JMc, SMAT, LCO, HGR, AF