

By: Toth

H.B. No. 53

A BILL TO BE ENTITLED

AN ACT

relating to the enforcement of certain federal laws regulating gas
appliance, vehicle, and tool usage within the State of Texas.

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

SECTION 1. Subchapter B, Chapter 382, Health and Safety
Code, is amended by adding Section 382.042 to read as follows:

Sec. 382.042. ENFORCEMENT OF CERTAIN FEDERAL LAWS
REGULATING GAS APPLIANCE, VEHICLE, AND TOOL USAGE. (a) An agency
of this state or a person employed by an agency of this state may not
contract with or in any other manner provide assistance to a federal
agency or official with respect to the enforcement of a federal
statute, order, rule, or regulation purporting to regulate gas
appliance, vehicle, or tool usage if the statute, order, rule, or
regulation imposes a prohibition, restriction, or other regulation
that does not exist under the laws of this state.

(b) The attorney general shall defend any agency of this
state that the federal government attempts to sue for an action or
omission consistent with the requirements of this section.

SECTION 2. This Act takes effect immediately if it receives
a vote of two-thirds of all the members elected to each house, as
provided by Section 39, Article III, Texas Constitution. If this
Act does not receive the vote necessary for immediate effect, this
Act takes effect on the 91st day after the last day of legislative
session