

By: Hayes

H.B. No. 405

A BILL TO BE ENTITLED

AN ACT

relating to fees on and grants for fuel ethanol, renewable methane,
biodiesel, and renewable diesel.

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

SECTION 1. Section 16.005(a), Agriculture Code, as amended
by Chapters 1295 (H.B. 2318) and 1312 (H.B. 2582), Acts of the 81st
Legislature, Regular Session, 2009, is reenacted to read as
follows:

(a) The office shall impose a fee on each producer in an
amount equal to 3.2 cents for each gallon of fuel ethanol, renewable
diesel, or MMBtu of renewable methane and 1.6 cents for each gallon
of biodiesel produced in each registered plant operated by the
producer.

SECTION 2. Section 16.006(b), Agriculture Code, as amended
by Chapters 1295 (H.B. 2318) and 1312 (H.B. 2582), Acts of the 81st
Legislature, Regular Session, 2009, is reenacted to read as
follows:

(b) A producer is entitled to receive from the account 20
cents for each gallon of fuel ethanol, renewable diesel, or MMBtu of
renewable methane and 10 cents for each gallon of biodiesel
produced in each registered plant operated by the producer until
the 10th anniversary of the date production from the plant begins.

SECTION 3. This Act takes effect immediately if it receives
a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2025.