

AN ACT

relating to the authority of a state agency or the state's air quality state implementation plan to impose certain restrictions with respect to a motor vehicle, including a motor vehicle powered by an engine.

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

SECTION 1. Chapter 750, Transportation Code, is amended by adding Section 750.001 to read as follows:

Sec. 750.001. AUTHORITY OF STATE AGENCY OR STATE IMPLEMENTATION PLAN TO IMPOSE CERTAIN RESTRICTIONS WITH RESPECT TO MOTOR VEHICLE. (a) In this section:

(1) "Energy source" means any fuel or power source used to power an engine.

(2) "Engine" means a machine for converting an energy source into mechanical force and motion, including an internal combustion engine or a generator.

(b) A state agency shall not:

(1) prohibit or otherwise restrict the sale or use of a motor vehicle based on the vehicle's energy source; or

(2) prohibit a person from owning a motor vehicle that is powered by an engine.

(c) The state's air quality state implementation plan shall not include a provision that restricts the ability of a person to purchase any motor vehicle, including a motor vehicle powered by an

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1 engine.

2 SECTION 2. This Act takes effect September 1, 2025.

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President of the Senate

Speaker of the House

I certify that H.B. No. 2440 was passed by the House on May 10, 2025, by the following vote: Yeas 101, Nays 32, 1 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 2440 was passed by the Senate on May 23, 2025, by the following vote: Yeas 25, Nays 6.

Secretary of the Senate

APPROVED: _____

Date

Governor