

By: Bell of Kaufman, Guillen, Toth, Hayes,  
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H.B. No. 5033

A BILL TO BE ENTITLED

AN ACT

relating to the authority of this state to implement a motor vehicle  
emissions inspection and maintenance program.

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

SECTION 1. Subchapter G, Chapter 382, Health and Safety  
Code, is amended by adding Section 382.2025 to read as follows:

Sec. 382.2025. IMPLEMENTATION OF PROGRAM. Notwithstanding  
any other law, the commission and the Department of Public Safety  
are not required to implement or enforce any other provision of this  
subchapter or a requirement under Chapter 548, Transportation Code,  
related to emissions inspections.

SECTION 2. (a) Except as otherwise provided by this  
section, this Act takes effect September 1, 2025.

(b) Section 1 of this Act takes effect on the 30th day after  
the date:

(1) the United States Congress enacts legislation that  
becomes law that repeals the federal Clean Air Act (42 U.S.C.  
Section 7401 et seq.) or amends it in a way that the motor vehicle  
emissions inspection and maintenance program established under  
Subchapter G, Chapter 382, Health and Safety Code, is no longer  
required;

(2) of the issuance of a United States Supreme Court  
judgment that recognizes the authority of the states to prohibit  
vehicle emissions inspection and maintenance programs or to solely

1 regulate vehicle emissions; or

2           (3) of the adoption of an amendment to the United  
3 States Constitution giving states the authority to prohibit vehicle  
4 emissions inspection and maintenance programs or to solely regulate  
5 vehicle emissions.

6           (c) If an action described by Subsection (b) of this section  
7 does not occur, Section 1 of this Act has no effect.