

By: Hancock

S.B. No. 2982

A BILL TO BE ENTITLED

AN ACT

relating to mass balance attribution of renewable biomass feedstocks used to produce renewable chemicals.

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

SECTION 1. Section 361.421, Health and Safety Code, is amended by adding Subdivisions (8-a) and (8-b) to read as follows:

(8-a) "Renewable biomass" means:

(A) materials, pre-commercial thinnings, or invasive species from National Forest System land and public lands, as that term is defined by 43 U.S.C. Section 1702, that:

(i) are byproducts of preventive treatments that are removed:

(a) to reduce hazardous fuels;

(b) to reduce or contain disease or insect infestation; or

(c) to restore ecosystem health;

(ii) would not otherwise be used for higher value products; and

(iii) are harvested in accordance with:

(a) applicable law and land management plans; and

(b) requirements for old growth stand maintenance, restoration, and management direction and large tree retention under Sections 102(e) and (f), Healthy Forests

Restoration Act of 2003 (16 U.S.C. Sections 6512(e) and (f)); or

(B) any organic matter that is available on a renewable or recurring basis from nonfederal land or land belonging to an Indian or Indian tribe that is held in trust by the United States or subject to a restriction against alienation imposed by the United States, including:

(i) renewable plant material, including:

(a) feed grains and other agricultural commodities;

(b) plants and trees; and

(c) algae; and

(ii) waste material, including:

(a) crop residue;

(b) vegetative waste material, including wood waste and wood residue;

(c) animal waste and byproducts, including fats, oils, greases, and manure; and

(d) food waste and yard waste.

(8-b) "Renewable chemical" means a monomer, polymer, plastic, formulated product, or chemical substance produced from renewable biomass feedstocks or certified under a third-party certification system for mass balance attribution identified by the commission under Section [361.4215](#).

SECTION 2. Section [361.4215](#), Health and Safety Code, is amended to read as follows:

Sec. 361.4215. MASS BALANCE ATTRIBUTION. The commission by rule shall identify third-party certification systems for mass

1 balance attribution that may be used for the purposes of Sections
2 [361.421](#)(6), ~~[and]~~ (6-a), and (8-b).

3 SECTION 3. As soon as practicable after the effective date
4 of this Act, the Texas Commission on Environmental Quality shall
5 adopt rules necessary to implement the changes in law made by this
6 Act.

7 SECTION 4. This Act takes effect September 1, 2025.