

BILL ANALYSIS

Senate Research Center
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S.B. 1026
By: Lindsay
Natural Resources
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As Filed

DIGEST AND PURPOSE

Current statute authorizes the Texas Natural Resource Conservation Commission (TNRCC) to use revenues from the air emission fee to support activities associated with Titles IV and V of the federal Clean Air Act. S.B. 1026 amends Section 382.0622(c) of the Health and Safety Code to expand the use of revenues collected by TNRCC from the air emission fee. It will allow TNRCC to use revenues appropriated from the collection of the air emission fee to support related activities, such as monitoring, modeling, inspections and near nonattainment grants, in addition to Titles IV and V. TNRCC will still be required to demonstrate to the federal Environmental Protection Agency that sufficient resources are available to support the activities associated with Titles IV and V of the federal Clean Air Act.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 382.0622, (Health and Safety Code), by amending Subsection (c) to require fees collected under Section 382.0621(a) to be appropriated at least sufficient to cover costs of developing and administering the federal permit program under Titles IV and V of the federal Clean Air Act (42 U.S.C. Sections 7651 et. seq. and 7661 et. seq.). Requires any fees collected under Section 382.0621(a) in excess of the amounts necessary to cover costs specified by Section 382.0621(b) to be appropriated and used to safeguard the air resources of this state as necessary to address potential or actual environmental impacts reasonably related to the activities of the fee payers.

SECTION 2. Authorizes revenue dedicated to a particular purpose under law in effect on August 31, 2001, that has not been expended by that date to be used for the purposes authorized under this Act.