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The State of Texas is required to implement a program to improve air quality in severe and extreme non-attainment areas, which are regions where pollution levels exceed national air quality standards.

Section 185 of the Clean Air Act does this by assessing a financial penalty against major stationary sources that emit pollutants that cause non-attainment (things like refineries and power plants).

But the TCEQ wants to give industry a pass.

The TCEQ proposes using funds the agency already collects through the Texas Emissions Reduction Plan (TERP), which is funded by Texas drivers through vehicle title and registration fees, to count towards the debt owed by private industry — significantly reducing or eliminating it.

The TCEQ's proposal is yet another example of the agency serving the interests of industry. Its plan will not improve the air quality of any region, as it allocates no new funds for air quality programs, nor does it disincentivize large stationary polluters from continuing to pollute Texas' air.

If the TCEQ's proposal is **rejected** and Section 185 of the Clean Air Act is implemented as intended, the TCEQ estimates that it would generate over \$200 million every year for the Houston-Galveston-Brazoria and Dallas-Fort Worth areas. The state could reinvest those funds into the administration of Clean Air Act requirements.

Texans deserve clean air. We will not accept the TCEQ plan to excuse large polluters from their Clean Air Act obligations.