

Texas Commission on Environmental Quality (TCEQ)  
Office of Air  
Tax Relief for Pollution Control Property Advisory Committee  
February 17, 2023  
Meeting held in person and by phone.  
10:05 A.M. – 10:29 A.M.

## **Minutes**

### ***Opening Remarks***

Bob Adair called the meeting to order at 10:05 A.M.

The following Tax Relief for Pollution Control Property Advisory Committee (Committee) members were present: Bob Adair, Charles Allred, Roland Bieber, Michelle Carder, Lloyd Graham, Adam Haynes, Justin Hyland, Hugh Landrum, Martha Landwehr, Greg Maxim, and Michael Nasi. Quorum was met.

Bob Adair re-stated the public comment policy. No action was taken.

Bob Adair asked for comments from Committee members or TCEQ staff.

Cheryl Covone with the TCEQ announced Heidi Maldonado's retirement and Joe Thomas' return to the Tax Relief for Pollution Control Property program.

Vincent Meiller with the TCEQ gave an update on the triennial review timeline. The tentative timeline is for the review to go before the commissioners for proposal in October. Vincent said there is an opportunity for the Committee to provide additional advice on the review. The committee's advice should be submitted as early as possible but no later than June 30 to allow sufficient time to be included in the proposal.

Bob Adair reminded committee members that they can hold additional meetings if needed.

Greg Maxim asked if program staff are having any issues or problems that they need advice on from the committee.

Elizabeth Sartain with the TCEQ didn't know of any but said a report can be provided to the committee.

### ***Review and revise/approve the draft 2022 annual report of the Advisory Committee***

Bob Adair reviewed the content of the report and asked if there were any comments or questions.

Roland Bieber made a motion to approve the report. Greg Maxim seconded the motion. Bob Adair asked for discussion. There was none. The motion was approved unanimously.

Bob Adair will send the report to the commissioners and TCEQ staff will post it on the TCEQ website.

### ***Update on new or pending environmental regulations (possible consideration of supplement to the Advisory Committee's 12/1/2022 advice regarding a triennial review of Expedited Review List and Tier I Table)***

Bob Adair asked for updates on methane rules or other federal rules.

Vincent Meiller provided a brief overview of the Environmental Protection Agency's (EPA) supplemental proposal regarding Title 40 Code of Federal Regulations (CFR) Part 60 Subparts OOOOb and OOOOc, and indicated that the EPA is expected to finalize the rules later this year.

Bob Adair asked Vincent Meiller to elaborate on the equipment subject to rules.

Vincent Meiller said he could not speak to the technical requirements of the proposals at the time but TCEQ staff is planning a presentation for the trade fair. However, the proposal probably won't be finalized in time for the rulemaking to add property required to comply with the EPA's OOOOb and OOOOc rules to the Tier I Table this year.

Elizabeth Sartain reminded the committee that property not on the Tier I Table may still be eligible for tax relief and a positive use determination under a Tier II or III application.

Vincent Meiller also mentioned factsheets are available to help give the committee an idea of equipment the EPA is looking at.

### ***Old business***

No old business was discussed.

### ***New business***

Bob Adair asked if the TCEQ stopped doing the annual report that they used to do. TCEQ staff confirmed that. Bob Adair said the committee was open to receiving an existing report if one exists.

### ***Other comments from the public***

There were no comments from the public.

### ***Adjourn***

A motion to adjourn was made by Greg Maxim with a second from Roland Bieber.

The meeting adjourned at 10:29 A.M.