

Texas Commission on Environmental Quality (TCEQ)
Office of Air
Tax Relief for Pollution Control Property Advisory Committee
December 03, 2018
10:00 A.M. - 10:23 A.M.

Minutes

Opening Remarks

1. Mr. Bob Adair called the meeting to order at 10:00 A.M.
2. All committee members attended the meeting.
3. Mr. Bob Adair re-stated the public comment policy. No action was taken.
4. General comments from committee members were solicited. No comments were received.

Election of 2019 Committee Chair (annual election required by Committee bylaws)

Mr. Adair stated he was available for another term as chairman but was not running for the position. Mr. Greg Maxim made a motion to nominate Mr. Adair and Mr. Michael Ford seconded. The committee elected Mr. Adair as 2019 Committee Chair.

Consider additions to Tier I Table as part of triennial review of Non-Exclusive List and Tier I Table as required by §11.31(l) of the Texas Property Tax Code and 30 Texas Administrative Code (TAC) §17.14(b)

Prior to the meeting, Mr. Adair circulated a [draft of recommended additions to the Tier I Table](#). The document was based on a review of Tier II and Tier III applications filed from 2014 through April 2018. Changes from a similar document from the September 10, 2018, meeting were highlighted. Committee members discussed items on the list. Mr. Michael Nasi updated the committee and said he would not pursue the addition of carbon capture property to the Tier I Table at this time. A motion to submit a recommendation to the Commission to change the Tier I Table based on the document was made by Mr. Wayne Frazell and seconded by Mr. Maxim. The committee then voted to pass the motion.

Update on Heat Recovery Steam Generators (HRSG) appeals

Mr. Don Redmond of TCEQ Office of Legal Services updated the committee and stated that on November 16, 2018, the Texas Supreme Court granted all petitions for review. Oral arguments are scheduled for January 24, 2019.

Other

1. Old Business

Mr. Adair and Ms. Shelley Naik reminded the committee that nominations for individuals to replace Mr. Frazell on the committee are due today (December 3, 2018).

Mr. Don Lee thanked Mr. Frazell for his work and wished him the best in his retirement.

2. ***New Business***

Ms. Naik stated that notice of the quadrennial review of 30 TAC Chapters 17 and 18 will be published in the *Texas Register* on December 21, 2018. She will send an email to the committee members when the notice is published.

Ms. Naik updated the committee on the changes to TCEQ management since the last meeting.

Other General Comments from the Public

None

Action Items

Mr. Adair will write the committee's recommendation on the Tier I Table and send it to the TCEQ Commissioners. He also stated that he will put together the annual report as well as send an email to schedule committee meetings for next year.

Ms. Naik will send a notice to the committee members regarding the quadrennial review of regulations concerning the Tax Relief Program.

Adjourn

The meeting adjourned at 10:23 A.M.