

Chapter 159

H.B. No. 2065

1 AN ACT

2 relating to fines collected by a county or municipality from the
3 enforcement of commercial motor vehicle safety standards.

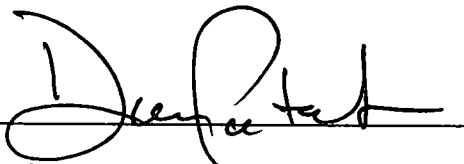
4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 644.102, Transportation Code, is amended
6 by adding Subsections (f-1) and (f-2) to read as follows:

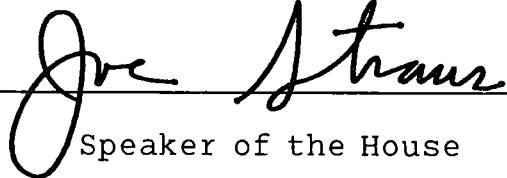
7 (f-1) A municipality or county that retains a fine from the
8 enforcement of this chapter shall annually file with the
9 comptroller a report that details the amount of fines retained from
10 the enforcement of this chapter and the actual expenses claimed by
11 the municipality or county for the enforcement of this chapter
12 during the previous fiscal year. A municipality or county that
13 fails to file a report as required by this subsection shall send to
14 the comptroller for deposit to the credit of the Texas Department of
15 Transportation an amount equal to the amount retained by the
16 municipality or county in the fiscal year the report would cover.

17 (f-2) The comptroller shall adopt rules as necessary to
18 implement and enforce Subsection (f-1).

19 SECTION 2. This Act takes effect September 1, 2017.

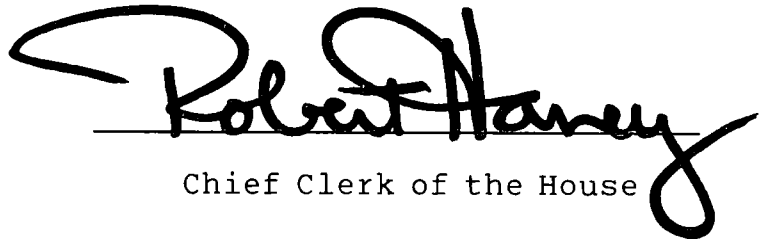


President of the Senate



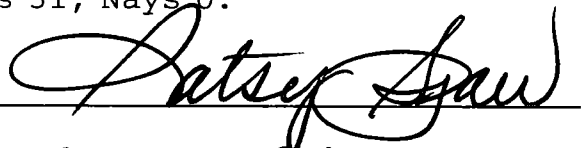
Speaker of the House

I certify that H.B. No. 2065 was passed by the House on May 3, 2017, by the following vote: Yeas 143, Nays 2, 1 present, not voting.



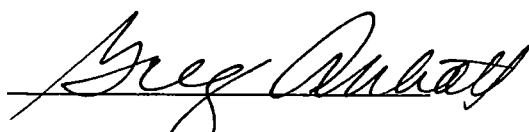
Chief Clerk of the House

I certify that H.B. No. 2065 was passed by the Senate on May 12, 2017, by the following vote: Yeas 31, Nays 0.




Secretary of the Senate

APPROVED: 5-26-2017
Date



Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
1 PM O'CLOCK
MAY 26 2017


Secretary of State

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 8, 2017

TO: Honorable Robert Nichols, Chair, Senate Committee on Transportation

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2065 by Phillips (Relating to fines collected by a county or municipality from the enforcement of commercial motor vehicle safety standards.), **As Engrossed**

<p>Depending on the number of municipalities and counties that might fail to comply with the reporting requirement, there could be an indeterminate gain to the State.</p>

The bill would amend Chapter 644 of the Transportation Code relating to fines collected by a county or municipality from the enforcement of commercial motor vehicle standards.

The bill would amend the Transportation Code requiring a municipality or county that collects fines from the enforcement of commercial motor vehicle standards to file an annual report with the Comptroller detailing the amount of fines retained by the municipality or county and the actual expenses incurred for the enforcement of this chapter during the previous fiscal year. A municipality or county that fails to submit the report would be required to send the Comptroller an amount for deposit to the credit of the Texas Department of Transportation equal to the amount retained by that municipality or county in the fiscal year the report would cover.

Depending on the number of municipalities and counties that fail to comply with the reporting requirement, there could be a positive fiscal impact to the state. The Comptroller estimates no significant fiscal impact to implement the provisions of the bill.

This legislation would do one or more of the following: create or recreate a dedicated account in the General Revenue Fund, create or recreate a special or trust fund either with or outside of the Treasury, or create a dedicated revenue source. The fund, account, or revenue dedication included in this bill would be subject to funds consolidation review by the current Legislature.

Local Government Impact

According to the Texas Municipal League, no significant fiscal impact is anticipated. However, municipalities and counties are at risk of losing revenue if they fail to comply with the provisions of the bill.

Source Agencies: 304 Comptroller of Public Accounts, 405 Department of Public Safety, 601 Department of Transportation

LBB Staff: UP, AG, GG, BM

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

April 12, 2017

TO: Honorable Geanie W. Morrison, Chair, House Committee on Transportation

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB2065 by Phillips (Relating to fines collected by a county or municipality from the enforcement of commercial motor vehicle safety standards.), **As Introduced**

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