

1-1 By: Hinojosa S.B. No. 321  
 1-2 (In the Senate - Filed January 16, 2015; February 2, 2015,  
 1-3 read first time and referred to Committee on Transportation;  
 1-4 April 20, 2015, reported adversely, with favorable Committee  
 1-5 Substitute by the following vote: Yeas 5, Nays 4; April 20, 2015,  
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8	X			
1-9	X			
1-10				
1-11		X		
1-12		X		
1-13		X		
1-14	X			
1-15		X		
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 321 By: Huffines

1-19 A BILL TO BE ENTITLED  
 1-20 AN ACT

1-21 relating to the amount of money transferred monthly from the state  
 1-22 highway fund to the Texas emissions reduction plan fund.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Sections 501.138(b-1) and (b-2), Transportation  
 1-25 Code, are amended to read as follows:

1-26 (b-1) Fees collected under Subsection (b) to be sent to the  
 1-27 comptroller shall be deposited to the credit of the Texas Mobility  
 1-28 Fund[, ~~except that \$5 of each fee imposed under Subsection (a)(1)~~  
 1-29 ~~and deposited on or after September 1, 2008, and before September 1,~~  
 1-30 ~~2015, shall be deposited to the credit of the Texas emissions~~  
 1-31 ~~reduction plan fund].~~

1-32 (b-2) The comptroller shall establish a record of the amount  
 1-33 of the fees deposited to the credit of the Texas Mobility Fund under  
 1-34 Subsection (b-1) that are attributable to applicants described by  
 1-35 Subsection (b)(3)(A). On or before the fifth workday of each  
 1-36 month, the Texas Department of Transportation shall remit to the  
 1-37 comptroller for deposit to the credit of the Texas emissions  
 1-38 reduction plan fund an amount of money equal to the amount of those  
 1-39 [the] fees deposited [by the comptroller to the credit of the Texas  
 1-40 Mobility Fund under Subsection (b-1)] in the preceding month. The  
 1-41 Texas Department of Transportation shall use for remittance to the  
 1-42 comptroller as required by this subsection money in the state  
 1-43 highway fund that is not required to be used for a purpose specified  
 1-44 by Section 7-a, Article VIII, Texas Constitution, and may not use  
 1-45 for that remittance money received by this state under the  
 1-46 congestion mitigation and air quality improvement program  
 1-47 established under 23 U.S.C. Section 149.

1-48 SECTION 2. The Texas Department of Transportation is not  
 1-49 required to comply with Section 501.138(b-2), Transportation Code,  
 1-50 as amended by this Act, until October 1, 2015. Before October 1,  
 1-51 2015, the Texas Department of Transportation shall comply with  
 1-52 Section 501.138(b-2), Transportation Code, as it existed on August  
 1-53 31, 2015, and the former law is continued in effect for that  
 1-54 purpose.

1-55 SECTION 3. This Act takes effect September 1, 2015.

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