

By: Swinford

H.B. No. 19

Substitute the following for H.B. No. 19:

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C.S.H.B. No. 19

A BILL TO BE ENTITLED

AN ACT

1
2 relating to certain government contracts to be performed in
3 nonattainment areas for national ambient air quality standards.

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

5 SECTION 1. Section 2155.451(a), Government Code, as added
6 by Section 19, H.B. No. 1365, Acts of the 78th Legislature, Regular
7 Session, 2003, is amended to read as follows:

8 (a) This section applies only to a contract to be performed,
9 wholly or partly, in a nonattainment area or in an affected county,
10 as those terms are [~~that term is~~] defined by Section 386.001, Health
11 and Safety Code.

12 SECTION 2. Section 271.907(b), Local Government Code, as
13 added by Section 20, H.B. No. 1365, Acts of the 78th Legislature,
14 Regular Session, 2003, is amended to read as follows:

15 (b) This section applies only to a contract to be performed,
16 wholly or partly, in a nonattainment area or in an affected county,
17 as those terms are [~~that term is~~] defined by Section 386.001, Health
18 and Safety Code.

19 SECTION 3. Section 152.0215(a), Tax Code, as amended by
20 Section 22, H.B. No. 1365, Acts of the 78th Legislature, Regular
21 Session, 2003, is amended to read as follows:

22 (a) Except as provided by this subsection, a [~~A~~] surcharge
23 is imposed on every retail sale, lease, or use of every on-road
24 diesel motor vehicle that is over 14,000 pounds and that is sold,

1 leased, or used in this state. The amount of the surcharge is:

2 (1) for a vehicle of a model year 1996 or earlier,
3 including a motor home for personal use, [~~is~~] 2.5 percent of the
4 total consideration; and

5 (2) for a vehicle of a model year 1997 or later,
6 excluding a motor home for personal use, one percent of the total
7 consideration.

8 SECTION 4. (a) Except as provided by Subsection (b) of
9 this section, this Act takes effect immediately if this Act
10 receives a vote of two-thirds of all the members elected to each
11 house, as provided by Section 39, Article III, Texas Constitution.
12 If this Act does not receive the vote necessary for immediate
13 effect, this Act takes effect December 1, 2003.

14 (b) Section 3 of this Act takes effect on the first day of
15 the first month beginning on or after the earliest date on which
16 this Act may take effect if it receives a vote of two-thirds of all
17 the members elected to each house, as provided by Section 39,
18 Article III, Texas Constitution. If this Act does not receive the
19 vote necessary for effect before December 1, 2003, Section 3 of this
20 Act takes effect December 1, 2003. The comptroller of public
21 accounts may adopt emergency rules for the implementation of
22 Section 3 of this Act.