

By: Coleman

H.J.R. No. 79

A JOINT RESOLUTION

1 proposing a constitutional amendment repealing the constitutional  
2 dedication of revenue from taxes imposed on motor fuels used to  
3 propel a motor vehicle on the public highways of this state.

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

5 SECTION 1. Section 7-a, Article VIII, Texas Constitution,  
6 is amended to read as follows:

7 Sec. 7-a. Subject to legislative appropriation, allocation  
8 and direction, all net revenues remaining after payment of all  
9 refunds allowed by law and expenses of collection derived from  
10 motor vehicle registration fees[~~, and all taxes, except gross~~  
11 ~~production and ad valorem taxes, on motor fuels and lubricants used~~  
12 ~~to propel motor vehicles over public roadways,~~] shall be used for  
13 the sole purpose of acquiring rights-of-way, constructing,  
14 maintaining, and policing such public roadways, and for the  
15 administration of such laws as may be prescribed by the Legislature  
16 pertaining to the supervision of traffic and safety on such roads;  
17 [~~and for the payment of the principal and interest on county and~~  
18 ~~road district bonds or warrants voted or issued prior to January 2,~~  
19 ~~1939, and declared eligible prior to January 2, 1945, for payment~~  
20 ~~out of the County and Road District Highway Fund under existing~~  
21 ~~law,~~] provided, however, that [~~one-fourth (1/4) of such net~~  
22 ~~revenue from the motor fuel tax shall be allocated to the Available~~  
23 ~~School Fund, and, provided, however, that~~] the net revenue derived  
24 by counties from motor vehicle registration fees shall never be

1 less than the maximum amounts allowed to be retained by each County  
2 and the percentage allowed to be retained by each County under the  
3 laws in effect on January 1, 1945. Nothing contained herein shall  
4 be construed as authorizing the pledging of the State's credit for  
5 any purpose.

6 SECTION 2. This proposed constitutional amendment shall be  
7 submitted to the voters at an election to be held November 4, 2003.  
8 The ballot shall be printed to permit voting for or against the  
9 proposition: "The constitutional amendment to repeal the  
10 constitutional dedication of revenue from taxes imposed on motor  
11 fuels used to propel a motor vehicle on the public highways of this  
12 state."