

Suspending limitations on conference committee
jurisdiction, H.B. No. 1365

By: Harris

S.R. No. 1045

SENATE RESOLUTION

BE IT RESOLVED by the Senate of the State of Texas, 78th Legislature, Regular Session, 2003, That Senate Rule 12.03 be suspended in part as provided by Senate Rule 12.08 to enable the conference committee appointed to resolve the differences on House Bill No. 1365, relating to the Texas emissions reduction plan, to consider and take action on the following matter:

(1) Senate Rule 12.03(2) is suspended in order to allow the committee to omit text from Section 151.0515(a), Tax Code, as amended by both houses, so that the section reads as follows:

(a) In this section, "equipment" includes all off-road, heavy-duty diesel equipment [~~classified as construction equipment~~], other than implements of husbandry used solely for agricultural purposes, including:

- (1) pavers;
- (2) tampers/rammers;
- (3) plate compactors;
- (4) concrete pavers;
- (5) rollers;
- (6) scrapers;
- (7) paving equipment;
- (8) surface equipment;
- (9) signal boards/light plants;
- (10) trenchers;
- (11) bore/drill rigs;

- (12) excavators;
- (13) concrete/industrial saws;
- (14) cement and mortar mixers;
- (15) cranes;
- (16) graders;
- (17) off-highway trucks;
- (18) crushing/processing equipment;
- (19) rough terrain forklifts;
- (20) rubber tire loaders;
- (21) rubber tire tractors/dozers;
- (22) tractors/loaders/backhoes;
- (23) crawler tractors/dozers;
- (24) skid steer loaders;
- (25) off-highway tractors; ~~and~~
- (26) Dumpsters/tenders; and
- (27) mining equipment.

Explanation: This change is necessary to provide that only mining equipment but not certain drilling equipment is added to the kinds of equipment subject to the sale, lease, or rental surcharge on new or used equipment.

(2) Senate Rules 12.03(3) and (4) are suspended to allow the committee to add the following text to SECTION 27 of the bill to read as follows:

(c) The change in law made by Section 25 of this Act does not affect speed limits that have been approved by the Texas Transportation Commission before the effective date of this Act.

Explanation: This change is necessary to make clear that

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a speed limit approved by the Texas Transportation Commission before the effective date of the Act is not affected by the change in law made by SECTION 25 of the Act.

President of the Senate

I hereby certify that the above Resolution was adopted by the Senate on June 1, 2003, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate