

AN ACT

relating to fees for registration and inspection of certain fuel measuring and dispensing devices.

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

SECTION 1. Section 13.001(a), Agriculture Code, is amended by adding Subdivision (3) to read as follows:

(3) "Pump" means a gasoline, kerosene, or diesel fuel measuring or dispensing device.

SECTION 2. The heading to Section 13.1151, Agriculture Code, is amended to read as follows:

Sec. 13.1151. FEES FOR REGISTRATION AND INSPECTION.

SECTION 3. Section 13.1151(a), Agriculture Code, is amended to read as follows:

~~[(a)]~~ The department may charge the owner or operator of a device a fee, as provided by department rule, to recover the costs of [for the] registration and inspection of a pump, scale, [or] bulk or liquefied petroleum gas metering device, or other measuring or dispensing device required to be registered or inspected under [Section 13.1011 of] this chapter [code. The department shall determine the amount of the fee based on the number and the capacity of the scales, pumps, or metering devices being operated].

SECTION 4. Sections 13.1011(e) and 13.1151(b)-(f), Agriculture Code, are repealed.

SECTION 5. This Act takes effect September 1, 2005.

President of the Senate

Speaker of the House

I certify that H.B. No. 760 was passed by the House on March 23, 2005, by a non-record vote.

Chief Clerk of the House

I certify that H.B. No. 760 was passed by the Senate on May 3, 2005, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor