

1-1 By: Howard (Senate Sponsor - Janek) H.B. No. 1672  
1-2 (In the Senate - Received from the House April 18, 2005;  
1-3 April 19, 2005, read first time and referred to Committee on  
1-4 Transportation and Homeland Security; May 20, 2005, reported  
1-5 adversely, with favorable Committee Substitute by the following  
1-6 vote: Yeas 8, Nays 0; May 20, 2005, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 1672 By: Ellis

1-8 A BILL TO BE ENTITLED  
1-9 AN ACT

1-10 relating to costs imposed in connection with the collection and  
1-11 enforcement of certain tolls.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 284.2031, Transportation Code, is  
1-14 amended by amending Subsection (c) and adding Subsection (d) to  
1-15 read as follows:

1-16 (c) In a county with a population of 3.3 million or more,  
1-17 money [Money] collected under Subsection (a) shall be deposited in  
1-18 the county treasury in a special fund to be administered by the  
1-19 county attorney or district attorney. Expenditures from this fund  
1-20 shall be at the sole discretion of the attorney and may be used only  
1-21 to defray the salaries and expenses of the prosecutor's office, but  
1-22 in no event may the county attorney or district attorney supplement  
1-23 his or her own salary from this fund.

1-24 (d) In a county with a population of less than 3.3 million,  
1-25 money collected under Subsection (a) shall be deposited in the  
1-26 general fund of the county.

1-27 SECTION 2. (a) Subchapter D, Chapter 284, Transportation  
1-28 Code, is amended by adding Section 284.2032 to read as follows:

1-29 Sec. 284.2032. ADDITIONAL ADMINISTRATIVE COST IN CERTAIN  
1-30 COUNTIES. (a) A county with a population of 3.3 million or more may  
1-31 impose, in addition to other costs, \$1 as an administrative cost  
1-32 associated with collecting a toll or charge for each event of  
1-33 nonpayment of a required toll or charge imposed under Section  
1-34 284.069.

1-35 (b) Money collected under Subsection (a) shall be deposited  
1-36 in the county treasury in a special fund to be administered by the  
1-37 county attorney. Expenditures from the fund shall be at the sole  
1-38 discretion of the attorney and may be used only to defray the  
1-39 salaries and expenses of the attorney's office, but in no event may  
1-40 the county attorney supplement his or her own salary from the fund.

1-41 (b) Sections 284.208(d) and (e), Transportation Code, are  
1-42 repealed.

1-43 (c) The change in law made by this section applies only to an  
1-44 event of nonpayment of a required toll or charge occurring on or  
1-45 after the effective date of this section. An event of nonpayment of  
1-46 a required toll or charge occurring before the effective date of  
1-47 this section is covered by the law in effect when the event  
1-48 occurred, and the former law is continued in effect for that  
1-49 purpose.

1-50 (d) This section takes effect September 1, 2005.

1-51 SECTION 3. This Act takes effect immediately if it receives  
1-52 a vote of two-thirds of all the members elected to each house, as  
1-53 provided by Section 39, Article III, Texas Constitution. If this  
1-54 Act does not receive the vote necessary for immediate effect, this  
1-55 Act takes effect September 1, 2005.

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