

AN ACT

relating to performance audits of certain regional transportation authorities.

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

SECTION 1. Subsection (c), Section 452.454, Transportation Code, is amended to read as follows:

(c) Each audit must include an examination of:

(1) one or more of the following:

(A) the administration and management of the authority;

(B) transit operations; or

(C) transit authority system maintenance;

(2) the authority's compliance with applicable state law, including this chapter; and

(3) the following performance indicators:

(A) subsidy per passenger, operating cost per ~~passenger, per~~ revenue mile, and operating cost per revenue hour;

(B) sales and use tax receipts per passenger;

(C) fare recovery rate;

(D) number of passengers per hour [~~average vehicle occupancy~~];

(E) on-time performance;

(F) number of accidents per 100,000 miles; and

(G) number of miles between mechanical service

1 ~~road~~ calls.

2 SECTION 2. Section 452.455, Transportation Code, is amended  
3 by adding Subsection (c-1) and amending Subsections (g) through (j)  
4 to read as follows:

5 (c-1) The subsidy per passenger is computed by subtracting  
6 annual operating revenues from annual operating costs and dividing  
7 that amount by the total number of passengers for the same period.

8 (g) The number of passengers per hour [~~average vehicle~~  
9 ~~occupancy~~] is computed by dividing the total number of annual  
10 passengers [~~passenger miles~~] by the total number of [~~miles traveled~~  
11 ~~by authority~~] revenue vehicle hours [~~vehicles while in revenue~~  
12 ~~service for the same period. The annual passenger miles are~~  
13 ~~computed by multiplying the annual passenger trips and the average~~  
14 ~~distance ridden by passengers~~] for the same period.

15 (h) On-time performance is computed by determining an  
16 annual percentage of revenue vehicle trips of revenue vehicles that  
17 depart from selected locations at a time not earlier than the  
18 published departure time and not later than five minutes after that  
19 published time. On-time performance is computed only for fixed  
20 route revenue service.

21 (i) The number of accidents per 100,000 miles is computed by  
22 multiplying the annual number of accidents by 100,000 and dividing  
23 the product by the number of miles for all service, including  
24 charter and nonrevenue service [~~, directly operated by the~~  
25 ~~authority~~] for the same period. In this subsection, "accident"  
26 includes:

27 (1) a collision that involves an authority's revenue

1 vehicle, other than a lawfully parked revenue vehicle, and results  
2 in property damage, injury, or death; and

3 (2) an operating incident resulting in the injury or  
4 death of a person on board or boarding or alighting from an  
5 authority's revenue vehicle.

6 (j) The number of miles between mechanical service [~~road~~]  
7 calls is computed by dividing the annual number of miles for all  
8 service [~~directly operated by an authority~~], including charter  
9 service and nonrevenue service, by the number of mechanical service  
10 [~~road~~] calls for the same period. In this subsection, "mechanical  
11 service [~~road~~] call" means an interruption in revenue service that  
12 is caused by revenue vehicle equipment failure that requires  
13 assistance from a person other than the vehicle operator before the  
14 vehicle can be operated normally.

15 SECTION 3. Subdivisions (2) and (4), Subsection (k),  
16 Section 452.455, Transportation Code, are amended to read as  
17 follows:

18 (2) "Passenger" or "passenger [~~"Passenger"~~] trips"  
19 means the number of all passenger boardings, including transfers,  
20 but excluding charter passengers and carpool and vanpool passengers  
21 whose trips are only coordinated by the authority.

22 (4) "Revenue vehicle" means a vehicle, or a  
23 combination of rail vehicles comprising a train, that is:

- 24 (A) used to carry paying passengers; and  
25 (B) operated by an authority or as a purchased  
26 service.

27 SECTION 4. This Act takes effect immediately if it receives

1 a vote of two-thirds of all the members elected to each house, as  
2 provided by Section 39, Article III, Texas Constitution. If this  
3 Act does not receive the vote necessary for immediate effect, this  
4 Act takes effect September 1, 2007.

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 1077 passed the Senate on  
April 12, 2007, by the following vote: Yeas 31, Nays 0.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 1077 passed the House on  
May 4, 2007, by the following vote: Yeas 144, Nays 0, two present  
not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor