

By: Hochberg

H.B. No. 1910

Substitute the following for H.B. No. 1910:

By: Pickett

C.S.H.B. No. 1910

A BILL TO BE ENTITLED

AN ACT

relating to the operation of toll projects.

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

SECTION 1. Chapter 371, Transportation Code, as added by Chapters 103 (H.B. 570) and 258 (S.B. 11), Acts of the 80th Legislature, Regular Session, 2007, is reenacted, redesignated as Chapter 372, Transportation Code, and amended to read as follows:

CHAPTER 372 [~~371~~]. PROVISIONS APPLICABLE TO MORE THAN ONE TYPE OF

TOLL PROJECT

SUBCHAPTER A. GENERAL PROVISIONS

Sec. 372.001 [~~371.001~~]. DEFINITIONS. In this chapter:

(1) "Toll project" means a toll project described by Section 201.001(b), regardless of whether the toll project:

(A) is a part of the state highway system; or

(B) is subject to the jurisdiction of the department.

(2) "Toll project entity" means an entity authorized by law to acquire, design, construct, finance, operate, and maintain a toll project, including:

(A) the department under Chapter 227 or 228;

(B) a regional tollway authority under Chapter 366;

(C) a regional mobility authority under Chapter 370; or

1 (D) a county under Chapter 284.

2 (3) "Transponder" means a device, placed on or in a  
3 motor vehicle, that is capable of transmitting information used to  
4 assess or to collect tolls.

5 SUBCHAPTER B. TOLL PROJECT OPERATION

6 Sec. 372.051 [~~371.051~~]. USE OF MOTOR VEHICLE REGISTRATION  
7 OR LICENSE PLATE INFORMATION. (a) A toll project entity may not  
8 use motor vehicle registration or other information derived from a  
9 license plate on a vehicle using a toll project, including  
10 information obtained by the use of automated enforcement technology  
11 described by Section 228.058, for purposes other than those related  
12 to:

13 (1) toll collection and toll collection enforcement;  
14 and

15 (2) law enforcement purposes on request by a law  
16 enforcement agency [~~, subject to Section 228.058(d)~~].

17 (b) If a toll project entity enters into an agreement with  
18 an entity in another state that involves the exchange of motor  
19 vehicle registration or license plate information for toll  
20 collection or toll collection enforcement purposes, the agreement  
21 must provide that the information may not be used for purposes other  
22 than those described in Subsection (a).

23 Sec. 372.052 [~~371.001~~]. VEHICLES USED BY NONPROFIT DISASTER  
24 RELIEF ORGANIZATIONS. [~~(a) In this section:~~

25 [~~(1) "Toll project" means a toll project described by~~  
26 ~~Section 201.001(b), regardless of whether the toll project is:~~

27 [~~(A) a part of the state highway system, or~~

1                   ~~[(B) subject to the jurisdiction of the~~  
2 ~~department.~~

3                   ~~[(2) "Toll project entity" means an entity authorized~~  
4 ~~by law to acquire, design, construct, finance, operate, and~~  
5 ~~maintain a toll project, including:~~

6                   ~~[(A) the department under Chapter 227 or 228;~~

7                   ~~[(B) a regional tollway authority under Chapter~~  
8 ~~366;~~

9                   ~~[(C) a regional mobility authority under Chapter~~  
10 ~~370; or~~

11                   ~~[(D) a county under Chapter 284.~~

12           ~~[(b)]~~ A toll project entity may not require a vehicle  
13 registered under Section 502.203 to pay a toll for the use of a toll  
14 project.

15           Sec. 372.053. Uniform Signage Plan. The Commission as  
16 defined by Chapter 201.001, shall adopt a plan creating uniform  
17 standards for toll roads signs which includes provisions for  
18 standard spacing, information, and design of the signs.

19           SECTION 2. This Act takes effect September 1, 2009.