

1-1 By: Menendez, Pickett (Senate Sponsor - Watson) H.B. No. 3433
1-2 (In the Senate - Received from the House May 11, 2009;
1-3 May 11, 2009, read first time and referred to Committee on
1-4 Transportation and Homeland Security; May 21, 2009, reported
1-5 adversely, with favorable Committee Substitute by the following
1-6 vote: Yeas 7, Nays 0; May 21, 2009, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 3433 By: Watson

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

1-10 relating to the extended registration of a commercial fleet of
1-11 motor vehicles.

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

1-13 SECTION 1. Section 502.001, Transportation Code, is amended
1-14 by adding Subdivision (1-a) to read as follows:

1-15 (1-a) "Commercial fleet" means a group of at least 25
1-16 nonapportioned motor vehicles owned by a corporation, limited or
1-17 general partnership, limited liability company, or other business
1-18 entity and used for the business purposes of that entity.

1-19 SECTION 2. Subchapter A, Chapter 502, Transportation Code,
1-20 is amended by adding Section 502.0023 to read as follows:

1-21 Sec. 502.0023. EXTENDED REGISTRATION OF COMMERCIAL FLEET

1-22 MOTOR VEHICLES. (a) Notwithstanding Section 502.158(c), the
1-23 department shall develop and implement a system of registration to
1-24 allow an owner of a commercial fleet to register the motor vehicles
1-25 in the commercial fleet for an extended registration period of not
1-26 less than one year or more than eight years. The owner may select
1-27 the number of years for registration under this section within that
1-28 range and register the commercial fleet for that period. Payment
1-29 for all registration fees for the entire registration period
1-30 selected is due at the time of registration.

1-31 (b) A system of extended registration under this section
1-32 must allow the owner of a commercial fleet to register:

1-33 (1) an entire commercial fleet in the county of the
1-34 owner's residence or principal place of business; or

1-35 (2) the motor vehicles in a commercial fleet that are
1-36 operated most regularly in the same county.

1-37 (c) In addition to the registration fees prescribed by
1-38 Subchapter D, an owner registering a commercial fleet under this
1-39 section shall pay:

1-40 (1) an annual commercial fleet registration fee of \$10
1-41 per motor vehicle in the fleet; and

1-42 (2) except as provided by Subsection (e), a one-time
1-43 license plate manufacturing fee of \$1.50 for each fleet motor
1-44 vehicle license plate.

1-45 (d) A license plate issued under this section:

1-46 (1) may, on request of the owner, include the name or
1-47 logo of the business entity that owns the vehicle;

1-48 (2) must include the expiration date of the
1-49 registration period; and

1-50 (3) does not require an annual registration insignia
1-51 to be valid.

1-52 (e) In addition to all other applicable registration fees,
1-53 an owner registering a commercial fleet under this section shall
1-54 pay a one-time license plate manufacturing fee of \$8 for each set of
1-55 plates issued that includes on the legend the name or logo of the
1-56 business entity that owns the vehicle instead of the fee imposed by
1-57 Subsection (c)(2).

1-58 (f) If a motor vehicle registered under this section has a
1-59 gross weight in excess of 10,000 pounds, the department shall also
1-60 issue a registration card for the vehicle that is valid for the
1-61 selected registration period.

1-62 (g) The department shall adopt rules to implement this
1-63 section, including rules on suspension from the commercial fleet

2-1 program for failure to comply with this section or rules adopted
2-2 under this section.

2-3 (h) The department and the counties in their budgeting
2-4 processes shall consider any temporary increases and resulting
2-5 decreases in revenue that will result from the use of the process
2-6 provided under this section.

2-7 SECTION 3. Subsection (b), Section 501.0234,
2-8 Transportation Code, is amended to read as follows:

2-9 (b) This section does not apply to a motor vehicle:

2-10 (1) that has been declared a total loss by an insurance
2-11 company in the settlement or adjustment of a claim;

2-12 (2) for which the certificate of title has been
2-13 surrendered in exchange for:

2-14 (A) a salvage vehicle title issued under this
2-15 chapter;

2-16 (B) a nonrepairable vehicle title issued under
2-17 this chapter;

2-18 (C) a certificate of authority issued under
2-19 Subchapter D, Chapter 683; or

2-20 (D) an ownership document issued by another state
2-21 that is comparable to a document described by Paragraphs (A)-(C);

2-22 [~~or~~]
2-23 (3) with a gross weight in excess of 11,000 pounds; or

2-24 (4) purchased by a commercial fleet buyer who is a
2-25 full-service deputy under Section 502.114 and who utilizes the
2-26 dealer title application process developed to provide a method to
2-27 submit title transactions to the county in which the commercial
2-28 fleet buyer is a full-service deputy.

2-29 SECTION 4. Section 502.0022, Transportation Code, is
2-30 repealed.

2-31 SECTION 5. The Texas Department of Transportation shall
2-32 adopt the rules and establish the system required under Section
2-33 502.0023, Transportation Code, as added by this Act, not later than
2-34 January 1, 2010.

2-35 SECTION 6. This Act takes effect September 1, 2009.

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