

By: Carona

S.B. No. 1636

Substitute the following for S.B. No. 1636:

By: Phillips

C.S.S.B. No. 1636

A BILL TO BE ENTITLED

AN ACT

relating to motor vehicle registration fees.

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

SECTION 1. Section 501.134(a), Transportation Code, is amended to read as follows:

(a) If a certificate of title is lost or destroyed, the owner or lienholder disclosed on the certificate may obtain, in the manner provided by this section and department rule, a certified copy of the lost or destroyed certificate of title directly from the department by applying on a form prescribed by the department and paying a fee of \$25 [~~\$2~~]. A fee collected under this subsection shall be deposited to the credit of the state highway fund and may be spent only as provided by Section 501.138.

SECTION 2. Section 502.160, Transportation Code, is amended to read as follows:

Sec. 502.160. FEE: MOTORCYCLE OR MOPED. The fee for a registration year for registration of a motorcycle or moped is \$30.

SECTION 3. The heading to Section 502.161, Transportation Code, is amended to read as follows:

Sec. 502.161. FEE: VEHICLES THAT WEIGH 6,000 POUNDS OR LESS [~~PASSENGER CAR, MUNICIPAL BUS, PRIVATE BUS~~].

SECTION 4. Section 502.161(a), Transportation Code, is amended to read as follows:

(a) The fee for a registration year for registration of a

1 vehicle with a gross weight of [~~passenger car, a municipal bus, or a~~
2 ~~private bus that weighs~~] 6,000 pounds or less is \$58, unless
3 otherwise provided in this chapter [+

4 [~~(1) \$40.50 for a vehicle the model year of which is~~
5 ~~more than six years before the year in which the registration year~~
6 ~~begins,~~

7 [~~(2) \$50.50 for a vehicle the model year of which is~~
8 ~~more than three years but is six years or less before the year in~~
9 ~~which the registration year begins; or~~

10 [~~(3) \$58.50 for a vehicle the model year of which is~~
11 ~~three years or less before the year in which the registration year~~
12 ~~begins].~~

13 SECTION 5. The heading to Section 502.162, Transportation
14 Code, is amended to read as follows:

15 Sec. 502.162. FEE: VEHICLES THAT WEIGH MORE THAN 6,000
16 POUNDS [~~COMMERCIAL MOTOR VEHICLE OR TRUCK-TRACTOR~~].

17 SECTION 6. Section 502.162(a), Transportation Code, is
18 amended and Subsection (a-1) is added to read as follows:

19 (a) The fee for a registration year for registration of a
20 vehicle with a gross weight of more than 6,000 pounds is [~~commercial~~
21 ~~motor vehicle or truck-tractor is \$25 plus an amount determined~~
22 ~~according to the vehicle's gross weight and tire equipment,~~] as
23 follows unless otherwise provided in this chapter:

<u>Weight Classification</u>	<u>Fee Schedule</u>
<u>in pounds</u>	
<u>6,001-10,000</u>	<u>\$70</u>
<u>10,001-18,000</u>	<u>\$125</u>

1	<u>18,001-25,999</u>	<u>\$225</u>	
2	<u>26,000-40,000</u>	<u>\$325</u>	
3	<u>40,001-54,999</u>	<u>\$525</u>	
4	<u>55,000-70,000</u>	<u>\$725</u>	
5	<u>70,001-80,000</u>	<u>\$825</u>	
6	[Gross weight	Fee for each 100 pounds or	
7	[in pounds	fraction of 100 pounds	
8			
9		[Equipped with	Equipped with
10		[pneumatic tires	solid tires
11	[1-6,000	\$0.44	\$0.55
12	[6,001-8,000	0.495	0.66
13	[8,001-10,000	0.605	0.77
14	[10,001-17,000	0.715	0.88
15	[17,001-24,000	0.77	0.99
16	[24,001-31,000	0.88	1.10
17	[31,001 and over	0.99	1.32]

18 SECTION 7. Section 502.164, Transportation Code, is amended
19 to read as follows:

20 Sec. 502.164. FEE: MOTOR VEHICLE USED EXCLUSIVELY TO
21 TRANSPORT AND SPREAD FERTILIZER. (a) The fee for a registration
22 year for registration of a motor vehicle designed or modified and
23 used exclusively to transport to the field and spread fertilizer,
24 including agricultural limestone, is \$15 [~~\$75~~].

25 SECTION 8. Section 502.165, Transportation Code, is amended
26 to read as follows:

27 Sec. 502.165. FEE: ROAD TRACTOR. (a) The fee for a

1 registration year for registration of a road tractor is the fee
2 prescribed by [~~\$25 plus an amount determined according to the~~
3 ~~vehicle's~~] weight as certified by a public weigher or a license and
4 weight inspector of the Department of Public Safety under Section
5 502.161 or 502.162, as applicable. [~~as follows:~~

6		[Fee for each 100 pounds
7	[Gross weight in	or
8	[pounds	fraction of 100 pounds
9		
10	[1-4,000	\$0.275
11	[4,001-6,000	0.55
12	[6,001-8,000	0.66
13	[8,001-10,000	0.825
14	[10,001 and over	1.10]

15 SECTION 9. The heading to Section 502.166, Transportation
16 Code, is amended to read as follows:

17 Sec. 502.166. FEE: TRAILER, TRAVEL TRAILER, OR
18 SEMITRAILER.

19 SECTION 10. Section 502.166, Transportation Code, is
20 amended by amending Subsection (a) and adding Subsection (a-1) to
21 read as follows:

22 (a) The fee for a registration year for registration of a
23 trailer, travel trailer, or semitrailer with a [~~is \$25 plus an~~
24 ~~amount determined according to the vehicle's~~] gross weight of 6,000
25 pounds or less is \$40.

26 (a-1) The fee for a registration year for registration of a
27 trailer, travel trailer, or semitrailer with a gross weight of more

1 than 6,000 pounds is calculated by gross weight according to
 2 Section 502.162. ~~[and tire equipment, as follows:~~

3 ~~[Gross weight~~ Fee for each 100 pounds or
 4 ~~[in pounds~~ fraction of 100 pounds

	[Equipped with	Equipped with
	[pneumatic tires	solid tires
5		
6		
7		
8	[1-6,000	\$0.33
9	[6,001-8,000	0.44
10	[8,001-10,000	0.55
11	[10,001-17,000	0.66
12	[17,001 and over	0.715
		0.99]

13 SECTION 11. Sections 502.167(a), (b), (c), and (g),
 14 Transportation Code, are amended to read as follows:

15 (a) This section applies only to a truck-tractor or
 16 commercial motor vehicle with a gross weight ~~[manufacturer's rated~~
 17 ~~carrying capacity]~~ of more than 10,000 pounds ~~[one ton]~~ that is used
 18 or is to be used in combination with a semitrailer that has a gross
 19 weight of more than 6,000 pounds.

20 (b) The ~~[Notwithstanding Section 502.162, the]~~ fee for a
 21 registration year for registration of a truck-tractor or commercial
 22 motor vehicle is calculated by gross weight according to Section
 23 502.162. ~~[\$40 plus an amount determined according to the combined~~
 24 ~~gross weight of the vehicles, as follows:~~

25 ~~[Fee for each 100 pounds~~
 26 ~~[Combined gross weight~~ ~~or~~
 27 ~~[in pounds~~ fraction of 100 pounds

1	[18,000-36,000	\$0.60
2	[36,001-42,000	0.75
3	[42,001-62,000	0.90
4	[62,001 and over	1.00]

5 (c) The [~~Notwithstanding Section 502.166, the~~] fee for a
6 registration year for registration of a semitrailer used in the
7 manner described by Subsection (a), regardless of the date the
8 semitrailer is registered, is:

- 9 (1) \$30, for a semitrailer being propelled by a power
10 unit for which a permit under Section 623.011 has been issued; or
11 (2) \$15, for a semitrailer being propelled by a power
12 unit for which a permit under Section 623.011 has not been issued.

13 (g) This section does not apply to:

- 14 (1) a combination of vehicles that includes a vehicle
15 that has a distinguishing license plate under Section 504.504;
16 (2) a truck-tractor or commercial motor vehicle
17 registered or to be registered with \$15 [~~\$5~~] distinguishing license
18 plates for which the vehicle is eligible under this chapter;
19 (3) a truck-tractor or commercial motor vehicle used
20 exclusively in combination with a semitrailer of the housetrailer
21 type; or
22 (4) a vehicle registered or to be registered:
23 (A) with a temporary registration permit;
24 (B) under Section 502.163; or
25 (C) under Section 502.188.

26 SECTION 12. Section 502.168, Transportation Code, is
27 amended to read as follows:

1 Sec. 502.168. FEE: MOTOR BUS. The fee for a registration
2 year for registration of a motor bus is the fee prescribed by
3 Section 502.161 or 502.162, as applicable. [~~\$25 plus an amount~~
4 ~~determined according to the vehicle's gross weight, as follows.~~

5		[Fee for each 100 pounds
6	[Gross weight	or
7	[in pounds	fraction of 100 pounds
8	[1-6,000	\$0.44
9	[6,001-8,000	0.495
10	[8,001-10,000	0.605
11	[10,001-17,000	0.715
12	[17,001-24,000	0.77
13	[24,001-31,000	0.88
14	[31,001 and over	0.99]

15 SECTION 13. Section 502.1705(b), Transportation Code, is
16 amended to read as follows:

17 (b) The department may use money collected under this
18 section to provide for or enhance [~~perform one or more of the~~
19 ~~following~~]:

- 20 (1) [~~enhancing the department's automated~~
21 ~~registration and title system,~~
- 22 ~~[(2) providing for the automated on-site production of~~
23 ~~registration insignia, or~~
- 24 ~~[(3) providing for]~~ automated on-premises and
25 off-premises [~~self-service~~] registration; and
- 26 (2) services related to the titling of vehicles.

27 SECTION 14. The heading to Section 502.184, Transportation

1 Code, is amended to read as follows:

2 Sec. 502.184. REPLACEMENT OF [~~LOST, STOLEN, OR MUTILATED~~
3 ~~LICENSE PLATE OR~~] REGISTRATION INSIGNIA.

4 SECTION 15. Sections 502.184(a), (b), (e), and (f),
5 Transportation Code, are amended to read as follows:

6 (a) The owner of a registered motor vehicle may obtain [~~from~~
7 ~~the department through the county assessor-collector replacement~~
8 ~~license plates or~~] a replacement registration insignia by:

9 (1) certifying [~~filing with the assessor-collector a~~
10 ~~statement:~~

11 [~~(A) showing that one or both of the license~~
12 ~~plates or the registration insignia to be replaced has been lost,~~
13 ~~stolen, or mutilated; and~~

14 [~~(B) stating~~] that the replacement [~~no license~~
15 ~~plate or~~] registration insignia [~~to be replaced~~] will not be used on
16 any other vehicle owned or operated by the person making the
17 statement;

18 (2) paying a fee of \$5 plus the fees required by
19 Section [~~Sections 502.170(a) and~~] 502.1705(a) for [~~each set of~~
20 ~~replacement license plates or~~] each replacement registration
21 insignia, except as provided by other law [~~Subsection (b), (c), or~~
22 ~~(i)~~]; and

23 (3) returning [~~to the assessor-collector~~] each
24 replaced [~~plate or~~] registration insignia in the owner's
25 possession.

26 (b) No fee is required under this section if the replacement
27 fee for a license plate has been paid under Section 502.1841 [~~for~~

1 ~~the replacement of lost, stolen, or mutilated specialized license~~
2 ~~plates issued under Sections 504.308 and 504.315(e) and (f)]. [The~~
3 ~~fee for replacement of certain specialized license plates is:~~

4	[License plates issued under:	Fee:
5	[Section 504.411	\$2
6	[Section 504.409	\$9]

7 (e) A county assessor-collector may not issue ~~[replacement~~
8 ~~license plates or]~~ a replacement registration insignia without
9 complying with this section.

10 (f) A county assessor-collector shall retain \$2.50 of each
11 fee collected under this section and shall report and send the
12 remainder to the department ~~[as provided by Sections 502.102 and~~
13 ~~502.105]~~.

14 SECTION 16. Subchapter D, Chapter 502, Transportation Code,
15 is amended by adding Section 502.1841 to read as follows:

16 Sec. 502.1841. REPLACEMENT LICENSE PLATES. (a) The owner
17 of a registered motor vehicle may obtain replacement license plates
18 for the vehicle by:

19 (1) certifying that the replacement plates will not be
20 used on any other vehicle owned or operated by the person making the
21 statement;

22 (2) paying a fee of \$15 plus the fee required by
23 Section 502.1705(a) for each set of replacement license plates,
24 unless otherwise specified by law; and

25 (3) returning to the department each license plate in
26 the owner's possession for which a replacement license plate is
27 obtained.

1 (b) Replacement license plates may not be issued except as
2 provided by this section.

3 (c) A county assessor-collector shall retain \$2.50 of each
4 fee collected under this section and forward the remainder of the
5 fee to the department.

6 (d) The fee required by this section applies to the issuance
7 of license plates for a transferred used vehicle for which the
8 registration and license plates were not transferred under
9 Subchapter I.

10 SECTION 17. Section 502.203(c), Transportation Code, is
11 amended to read as follows:

12 (c) There is no fee [~~An applicant~~] for registration under
13 this section [~~must pay a fee of \$5~~].

14 SECTION 18. Section 502.353(e), Transportation Code, is
15 amended to read as follows:

16 (e) The fee for a permit under this section is prescribed by
17 Sections 502.161 and 502.162, as applicable [~~the fee that would be~~
18 ~~required for registering the vehicle under Section 502.162 or~~
19 ~~502.167, except as provided by Subsection (f)]].~~

20 SECTION 19. Section 504.101(d), Transportation Code, is
21 amended to read as follows:

22 (d) The department may not issue a replacement set of
23 personalized license plates to the same person before the sixth
24 anniversary of the date of issuance unless the applicant for
25 issuance of replacement plates pays the [~~an additional~~] fee
26 required by Section 502.1841 [~~of \$30~~].

27 SECTION 20. Section 504.401(c), Transportation Code, is

1 amended to read as follows:

2 (c) The license plates may be issued for up to two years and
3 expire on [~~remain valid until~~] December 31 of the specified period
4 [~~each year~~].

5 SECTION 21. Section 504.407(c), Transportation Code, is
6 amended to read as follows:

7 (c) The fee for issuance of the license plates is \$15 [~~\$20~~].

8 SECTION 22. Section 504.408(b), Transportation Code, is
9 amended to read as follows:

10 (b) There is no [~~The~~] fee for issuance of the license plates
11 [~~is \$10~~].

12 SECTION 23. Section 504.409(b), Transportation Code, is
13 amended to read as follows:

14 (b) The fee for issuance of the license plates is \$15 [~~\$4~~].

15 SECTION 24. Section 504.410(b), Transportation Code, is
16 amended to read as follows:

17 (b) The fee for issuance of the license plates is \$15 [~~\$8~~].

18 SECTION 25. Section 504.411(b), Transportation Code, is
19 amended to read as follows:

20 (b) The fee for issuance of the license plates is \$15 [~~\$40~~].

21 SECTION 26. Section 504.501, Transportation Code, is
22 amended to read as follows:

23 Sec. 504.501. CLASSIC MOTOR VEHICLES AND TRAVEL TRAILERS.

24 (a) The department shall issue specialty license plates for a motor
25 vehicle that is at least 25 years old. The license plates must
26 include the word "Classic" [~~words "Classic Auto," "Classic~~
27 ~~Motorcycle," or "Classic Truck"~~] or a similar designation, as

1 appropriate.

2 (b) A person eligible for the license plates may instead use
3 license plates that were issued by this state in the same year as
4 the model year of the vehicle and are approved by the department if
5 the plates are approved for the vehicle before January 1, 2012. The
6 department may require the attachment of a registration insignia to
7 the license plate in a manner that does not affect the display of
8 information originally on the license plate.

9 (c) The fee for issuance or approval of license plates under
10 this section is \$15.

11 SECTION 27. Section 504.502(d) and (e), Transportation
12 Code, is amended to read as follows:

13 (d) License plates issued or approved under this section
14 expire on the first [~~first~~] anniversary of the date of issuance or
15 approval.

16 (e) The fee for issuance or approval of license plates under
17 this section is \$15 [~~+~~

18 [~~(1) \$10~~] for each year or portion of a year remaining
19 in the five-year registration period if the vehicle was
20 manufactured in 1921 or later [~~, or~~

21 [~~(2) \$8 for each year or portion of a year remaining in~~
22 ~~the five-year registration period if the vehicle was manufactured~~
23 ~~before 1921~~].

24 SECTION 28. Section 504.504(a), Transportation Code, is
25 amended to read as follows:

26 (a) The department shall issue specialty license plates to a
27 vehicle described by Subsection (b) or (c). The fee for the license

1 plates is \$15 [~~\$5~~].

2 SECTION 29. Section 504.505(c), Transportation Code, is
3 amended to read as follows:

4 (c) The initial fee for issuance of the license plates is
5 \$15 [~~\$8~~]. The license plates may be renewed without payment of a
6 fee.

7 SECTION 30. Section 504.506(b), Transportation Code, is
8 amended to read as follows:

9 (b) The fee for issuance of the license plates is \$15
10 [~~\$62.50~~].

11 SECTION 31. Section 504.507(b), Transportation Code, is
12 amended to read as follows:

13 (b) The fee for issuance of the license plates is \$15 [~~\$8~~].
14 The department shall:

15 (1) also collect any additional fee that a county
16 imposes under this chapter for registration of a forestry vehicle;
17 and

18 (2) send the fee to the appropriate county for
19 disposition.

20 SECTION 32. Section 504.509, Transportation Code, is
21 amended to read as follows:

22 Sec. 504.509. VEHICLES CARRYING MOBILE AMATEUR RADIO
23 EQUIPMENT. [~~(a)~~] The department shall issue specialty license
24 plates for a person who holds an amateur radio station license
25 issued by the Federal Communications Commission and who operates
26 receiving and transmitting mobile amateur radio equipment. The
27 license plates shall include the person's amateur call letters as

1 assigned by the Federal Communications Commission. A person may
2 register more than one vehicle equipped with mobile amateur radio
3 equipment under this section, and the department shall issue
4 license plates that include the same amateur call letters for each
5 vehicle.

6 ~~[(b) The fee for issuance of the license plates is \$2 for the
7 first year and \$1 for each subsequent year.]~~

8 SECTION 33. Sections 504.510(b) and (d), Transportation
9 Code, are amended to read as follows:

10 (b) The fee for issuance of the license plates is \$15 [~~\$10~~].

11 (d) This section applies only to an owner of a golf cart who
12 resides:

13 (1) on real property that is owned or under the control
14 of the United States Corps of Engineers and is required by that
15 agency to register the owner's golf cart under this chapter; and

16 (2) in a county that borders another state and has a
17 population of more than 110,000 but less than 140,000 [~~111,000~~].

18 SECTION 34. Section 504.801(a), Transportation Code, is
19 amended to read as follows:

20 (a) The department may create new specialty license plates
21 on its own initiative or on receipt of an application from a
22 potential sponsor. A new specialty license plate created under
23 this section must comply with each requirement of Section 504.702
24 unless the license is created by the department on its own
25 initiative. The department may permit a specialty license plate
26 created under this section to be personalized. The redesign of an
27 existing specialty license plate at the request of a sponsor shall

1 be treated like the issuance of a new specialty license plate,
2 except that the department may require a nonrefundable design fee
3 [~~lower deposit amount to reflect the actual costs of redesigning~~
4 ~~the license plate~~].

5 SECTION 35. Section 152.025(b), Tax Code, is amended to
6 read as follows:

7 Sec. 152.025. (b) The tax is \$50 [~~\$10~~].

8 SECTION 36. The following provisions of the Transportation
9 Code are repealed:

- 10 (1) Section 502.007;
- 11 (2) Section 502.161(b);
- 12 (3) Section 502.170;
- 13 (4) Section 502.1705(c);
- 14 (5) Section 502.184(c)-(d) and (g)-(i);
- 15 (6) Section 502.187;
- 16 (7) Section 502.201(c);
- 17 (8) Section 502.453; and
- 18 (9) Section 504.5011.

19 SECTION 37. The changes in law made by this Act to Chapter
20 502, Transportation Code, apply only to the fee for a registration
21 period beginning on or after the effective date of this Act. A fee
22 for a registration period beginning before the effective date of
23 this Act is governed by the law in effect when the registration
24 period began, and the former law is continued in effect for that
25 purpose.

26 SECTION 38. The change in law made by this Act to Section
27 152.025, Tax Code, does not affect taxes imposed before the

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1 effective date of this Act, and the law in effect before the
2 effective date of this Act is continued in effect for purposes of
3 the liability for and collection of those taxes.

4 SECTION 39. This Act takes effect September 1, 2011.