

By: Wentworth

S.J.R. No. 26

A JOINT RESOLUTION

1 proposing a constitutional amendment authorizing the legislature  
2 by general law to permit counties to impose a local motor fuels tax  
3 and an additional vehicle registration fee to be used for  
4 transportation purposes.

5 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Article III, Texas Constitution, is amended by  
7 adding Section 52k to read as follows:

8 Sec. 52k. (a) The legislature by general law may:

9 (1) authorize a county to enact:

10 (A) a local tax on the sale of gasoline and diesel  
11 fuel in the county; and

12 (B) an additional vehicle registration fee on a  
13 vehicle registered in the county; and

14 (2) prescribe the types of transportation projects for  
15 which the revenue may be used.

16 (b) Section 7-a, Article VIII, of this constitution does not  
17 apply to a tax authorized by this section.

18 SECTION 2. Section 9(c), Article VIII, Texas Constitution,  
19 is amended to read as follows:

20 (c) The Legislature may authorize an additional annual ad  
21 valorem tax to be levied and collected for transportation projects  
22 ~~[the further maintenance of the public roads]~~; provided, that a  
23 majority of the qualified voters of the county voting at an election  
24 to be held for that purpose shall approve the tax, not to exceed

1 Fifteen Cents (\$ .15) on the One Hundred Dollars (\$100) valuation of  
2 the property subject to taxation in such county.

3 SECTION 3. This proposed constitutional amendment shall be  
4 submitted to the voters at an election to be held November 3, 2009.  
5 The ballot shall be printed to permit voting for or against the  
6 proposition: "The constitutional amendment authorizing the  
7 legislature by general law to permit counties to impose a local  
8 motor fuels tax and an additional vehicle registration fee to be  
9 used for transportation purposes."