

By: Davis

S.J.R. No. 52

1 SENATE JOINT RESOLUTION

2 proposing a constitutional amendment authorizing the legislature
3 by general law to permit counties to assess and collect a local
4 motor fuels tax and an additional vehicle registration fee to be
5 used for mobility improvement projects.

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

7 SECTION 1. Article VIII, Texas Constitution, is amended by
8 adding Section 7-c to read as follows:

9 Sec. 7-c. (a) The legislature by general law may authorize
10 a county to:

11 (1) assess and collect a local tax on the sale of
12 gasoline and diesel fuel in the county;

13 (2) assess and collect an additional vehicle
14 registration fee on a vehicle registered in the county; and

15 (3) use all revenue derived from the tax and fee for
16 mobility improvement projects, including acquiring rights-of-way,
17 constructing and maintaining public roadways of the county, and
18 providing funding for the construction, maintenance, and operation
19 of passenger rail, transit, and freight rail systems.

20 (b) Notwithstanding any other provision of this
21 constitution, revenue derived from a tax or fee authorized by
22 Subsection (a) of this section may only be used as provided by that
23 subsection.

24 (c) Section 7-a of this article does not apply to a tax

1 authorized by this section.

2 SECTION 2. This proposed constitutional amendment shall be
3 submitted to the voters at an election to be held November 3, 2009.
4 The ballot shall be printed to permit voting for or against the
5 proposition: "The constitutional amendment authorizing the
6 legislature by general law to permit counties to assess and collect
7 a local motor fuels tax and an additional vehicle registration fee
8 to be used for mobility improvement projects."