

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

April 14, 2009

TO: Honorable John Carona, Chair, Senate Committee on Transportation & Homeland Security

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: SJR9 by Carona (Proposing a constitutional amendment prescribing the purposes for which revenue from motor vehicle registration fees and taxes on motor fuels and lubricants and certain revenues received from the federal government may be used.), **Committee Report 1st House, Substituted**

No fiscal implication to the State is anticipated, other than the cost of publication.

The cost to the state for publication of the resolution is \$90,882.

The resolution would propose a constitutional amendment to Article VIII of the Texas Constitution to require the Legislature to write authorizing legislation dedicating three-fourths of net motor fuel taxes and lubricant sales taxes for the sole purpose of acquiring rights-of-way and constructing and maintaining public roadways. The remaining one-fourth of such net revenues would be allocated to the Available School Fund. The resolution would also require reimbursements from the federal government for state expenditures on acquiring rights-of-way and constructing and maintaining public roadways be used solely for those purposes.

The provisions of the amendment would first take effect in fiscal year 2011 and gradually be phased in over seven years. Each year, the Legislature would be required to proportionally decrease the amount of revenue described above that is appropriated for purposes other than acquiring rights-of-way and constructing and maintaining public roadways. Beginning in fiscal year 2018, none of the revenue described above could be appropriated for purposes other than acquiring rights-of-way and constructing and maintaining public roadways.

The proposed amendment would be submitted to voters at an election to be held November 3, 2009.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 601 Department of Transportation

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