

By: Rodriguez

H.B. No. 1403

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to eligibility to participate in the low-income vehicle  
3 repair assistance, retrofit, and accelerated vehicle retirement  
4 program.

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

6 SECTION 1. Section 382.209(e), Health and Safety Code, is  
7 amended to read as follows:

8 (e) A vehicle is not eligible to participate in a low-income  
9 vehicle repair assistance, retrofit, and accelerated vehicle  
10 retirement program established under this section unless:

11 (1) the vehicle is capable of being operated;

12 (2) the registration of the vehicle:

13 (A) is current; and

14 (B) reflects that the vehicle has been registered  
15 in the county implementing the program for at least ~~the~~ 12 of the  
16 15 months preceding the application for participation in the  
17 program;

18 (3) the commissioners court of the county  
19 administering the program determines that the vehicle meets the  
20 eligibility criteria adopted by the commission, the Texas  
21 Department of Motor Vehicles, and the Public Safety Commission;

22 (4) if the vehicle is to be repaired, the repair is  
23 done by a repair facility recognized by the Department of Public  
24 Safety, which may be an independent or private entity licensed by

1 the state; and

2 (5) if the vehicle is to be retired under this  
3 subsection and Section 382.213, the replacement vehicle is a  
4 qualifying motor vehicle.

5 SECTION 2. This Act takes effect immediately if it receives  
6 a vote of two-thirds of all the members elected to each house, as  
7 provided by Section 39, Article III, Texas Constitution. If this  
8 Act does not receive the vote necessary for immediate effect, this  
9 Act takes effect September 1, 2011.