

1-1 By: Rodriguez (Senate Sponsor - Deuell) H.B. No. 1403
1-2 (In the Senate - Received from the House April 27, 2011;
1-3 May 2, 2011, read first time and referred to Committee on Natural
1-4 Resources; May 13, 2011, reported favorably by the following vote:
1-5 Yeas 7, Nays 1; May 13, 2011, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to eligibility to participate in the low-income vehicle
1-9 repair assistance, retrofit, and accelerated vehicle retirement
1-10 program.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 382.209(e), Health and Safety Code, is
1-13 amended to read as follows:

1-14 (e) A vehicle is not eligible to participate in a low-income
1-15 vehicle repair assistance, retrofit, and accelerated vehicle
1-16 retirement program established under this section unless:

1-17 (1) the vehicle is capable of being operated;

1-18 (2) the registration of the vehicle:

1-19 (A) is current; and

1-20 (B) reflects that the vehicle has been registered
1-21 in the county implementing the program for at least [the] 12 of the
1-22 15 months preceding the application for participation in the
1-23 program;

1-24 (3) the commissioners court of the county
1-25 administering the program determines that the vehicle meets the
1-26 eligibility criteria adopted by the commission, the Texas
1-27 Department of Motor Vehicles, and the Public Safety Commission;

1-28 (4) if the vehicle is to be repaired, the repair is
1-29 done by a repair facility recognized by the Department of Public
1-30 Safety, which may be an independent or private entity licensed by
1-31 the state; and

1-32 (5) if the vehicle is to be retired under this
1-33 subsection and Section 382.213, the replacement vehicle is a
1-34 qualifying motor vehicle.

1-35 SECTION 2. This Act takes effect immediately if it receives
1-36 a vote of two-thirds of all the members elected to each house, as
1-37 provided by Section 39, Article III, Texas Constitution. If this
1-38 Act does not receive the vote necessary for immediate effect, this
1-39 Act takes effect September 1, 2011.

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