

By: Harper-Brown

H.B. No. 1669

Substitute the following for H.B. No. 1669:

By: Bonnen

C.S.H.B. No. 1669

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the establishment of a motor vehicle mileage fee pilot  
3 program for certain motor vehicles by the Texas Department of Motor  
4 Vehicles.

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

6 SECTION 1. DEFINITIONS. In this Act:

7 (1) "Department" means the Texas Department of Motor  
8 Vehicles.

9 (2) "Electric motor vehicle" means a motor vehicle  
10 that uses electricity as its only source of motor power.

11 (3) "Hybrid motor vehicle" means a motor vehicle that  
12 draws propulsion energy from both gasoline or conventional diesel  
13 fuel and a rechargeable energy storage system.

14 (4) "Liquefied fuel motor vehicle" means a motor  
15 vehicle that operates on one or any combination of the following:

16 (A) liquefied natural gas;

17 (B) butane;

18 (C) ethane; or

19 (D) propane.

20 (5) "Plug-in hybrid electric motor vehicle" means a  
21 motor vehicle that draws propulsion energy from both gasoline or  
22 conventional diesel fuel and batteries that can be charged from an  
23 external electrical outlet.

24 SECTION 2. MOTOR VEHICLE MILEAGE FEE PILOT PROGRAM. (a)

1 The department, in consultation with the Texas Department of  
2 Transportation, Department of Public Safety, and comptroller of  
3 public accounts, by rule shall:

4 (1) establish the administrative framework needed to  
5 implement a system for assessing a motor vehicle mileage fee; and

6 (2) implement a pilot program to gather data regarding  
7 the feasibility of implementing a motor vehicle mileage fee using  
8 the established mileage fee framework.

9 (b) A person who owns an electric motor vehicle, a plug-in  
10 hybrid electric motor vehicle, a hybrid motor vehicle, or a  
11 liquefied fuel motor vehicle that is registered in Dallas or  
12 Tarrant County is eligible to participate in the pilot program. The  
13 pilot program must provide for optional participation and be  
14 available to the first 1,000 persons eligible to participate. A  
15 person participating in the pilot program may not be charged a fee  
16 for participating in the pilot program.

17 (c) The department must establish the administrative  
18 framework needed to implement a system for assessing a motor  
19 vehicle mileage fee not later than January 1, 2012. The pilot  
20 program must begin not later than January 1, 2012, and must end not  
21 later than July 15, 2012.

22 (d) The department, in consultation with the Texas  
23 Department of Transportation, Department of Public Safety, and  
24 comptroller of public accounts, shall establish incentives for  
25 participation in the pilot program.

26 (e) A person who participates in the pilot program must have  
27 the mileage of the person's vehicle determined by an odometer

1 reading that will occur in a manner specified by the department.

2 (f) In evaluating the feasibility of implementing a motor  
3 vehicle mileage fee, the department shall consider, to the extent  
4 possible:

- 5 (1) economic efficiency;
- 6 (2) long-term revenue generation;
- 7 (3) long-term revenue stability;
- 8 (4) charging fairness; and
- 9 (5) privacy concerns.

10 SECTION 3. REPORT. Not later than October 1, 2014, the  
11 department shall submit a report to the legislature that includes  
12 recommendations regarding the feasibility of assessing a motor  
13 vehicle mileage fee in this state or another fee to replace the gas  
14 tax.

15 SECTION 4. EXPIRATION. This Act expires December 31, 2014.

16 SECTION 5. EFFECTIVE DATE. This Act takes effect  
17 immediately if it receives a vote of two-thirds of all the members  
18 elected to each house, as provided by Section 39, Article III, Texas  
19 Constitution. If this Act does not receive the vote necessary for  
20 immediate effect, this Act takes effect September 1, 2011.