

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION**

**March 29, 2011**

**TO:** Honorable Larry Phillips, Chair, House Committee on Transportation

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

**IN RE: HB2960** by Darby (Relating to farm vehicles and vehicles controlled and operated by farmers.), **As Introduced**

**The enactment of the bill could result in a loss of federal funds to the State.**

The bill would amend Chapter 502 of the Transportation Code to allow the use of a commercial farm vehicle to transport the owner or a member of the owner's family to participate in certain equine activities or attend livestock shows. The bill would amend Transportation Code, Section 522.004, to authorize a farmer to operate a vehicle that is used to transport agricultural products, farm machinery, or farm supplies to or from a farm outside of a distance of 150 miles from the person's farm.

The Department of Public Safety (DPS) indicates the provisions of the bill authorizing the operation of a farm vehicle outside of the 150 mile radius without requiring a commercial driver license would place Texas out of compliance with Title 49, Code of Federal Regulations, and risk a loss of federal-aid highway funds and federal Motor Carrier Safety Assistance Program (MCSAP) funds. Based on the analysis of DPS, it is assumed the potential losses from federal-aid highway funds would be 5 percent of the total funds received in the first year of non-compliance (\$80,227,324) and 10 percent in all subsequent years (\$160,454,648) and a complete withdrawal of MCSAP funds (approximately \$36,000,000 each year) in each year of non-compliance.

**Local Government Impact**

No fiscal implication to units of local government is anticipated.

**Source Agencies:** 405 Department of Public Safety, 608 Department of Motor Vehicles

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