

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 82ND LEGISLATIVE REGULAR SESSION

April 1, 2011

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

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

IN RE: HJR84 by Larson (Proposing a constitutional amendment to limit the purposes for which revenues from motor vehicle registration fees, taxes on motor fuels and lubricants, and certain revenues received from the federal government may be used.), **As Introduced**

Estimated Two-year Net Impact to General Revenue Related Funds for HJR84, As Introduced: a negative impact of (\$105,495) through the biennium ending August 31, 2013.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2012	(\$105,495)
2013	\$0
2014	(\$561,116,021)
2015	(\$561,116,021)
2016	(\$561,116,021)

All Funds, Five-Year Impact:

Fiscal Year	Probable Savings/(Cost) from <i>General Revenue Fund</i> 1	Probable Savings/(Cost) from <i>State Highway Fund</i> 6
2012	(\$105,495)	\$0
2013	\$0	\$0
2014	(\$561,116,021)	\$561,116,021
2015	(\$561,116,021)	\$561,116,021
2016	(\$561,116,021)	\$561,116,021

Fiscal Analysis

The resolution would propose an amendment to Article VIII, Sections 7-a and 7-b, of the Texas Constitution, to remove policing public roadways from the constitutionally dedicated uses of motor vehicle registration fees, taxes on motor fuels and lubricants, and certain revenues received from the federal government.

The proposed amendment would be submitted to voters at an election to be held November 8, 2011. If adopted, the provisions would be effective on September 1, 2013. The cost to the state for publication of the resolution is \$105,495 in fiscal year 2012.

Methodology

The Department of Public Safety's (DPS) State Highway Fund 6 appropriations (including employee benefits) total \$561,116,021, in fiscal year 2011. The resolution states that upon voter approval, the provisions would take effect on September 1, 2013, which would be the beginning of state fiscal year 2014. The resolution would allow DPS to use Fund 6 in fiscal years 2012 and 2013, but the agency would not be able to access these funds beginning in fiscal year 2014. This analysis assumes that General Revenue would be used to fund DPS at fiscal year 2011 funding levels for fiscal years 2014 and beyond.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 360 State Office of Administrative Hearings, 405 Department of Public Safety, 601 Department of Transportation

LBB Staff: JOB, KJG, SD, AG, KK