

By: Harper-Brown

H.B. No. 15

A BILL TO BE ENTITLED

AN ACT

1
2 relating to providing funding for constructing, maintaining, and
3 acquiring rights-of-way for public roadways other than toll roads;
4 making appropriations.

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

6 SECTION 1. DEFINITION. In this Act, "biennial state taxes
7 and fees general revenue estimate" means the amount of revenue
8 stated in the comptroller's estimate provided in advance of the
9 regular legislative session as required by Section 49a, Article
10 III, Texas Constitution, that, based on the laws in effect at the
11 time the estimate is made, is anticipated to be received by and for
12 the state from collections of taxes and fees the revenue from which
13 is anticipated to be deposited to the credit of the general revenue
14 fund and is not set aside by law for a particular purpose or entity.

15 SECTION 2. APPROPRIATION FROM GENERAL REVENUE FUND: TEXAS
16 DEPARTMENT OF TRANSPORTATION. The amount of \$630 million is
17 appropriated from the general revenue fund for the state fiscal
18 biennium beginning September 1, 2013, to the Texas Department of
19 Transportation to be used only for constructing, maintaining, and
20 acquiring rights-of-way for public roadways other than toll roads.

21 SECTION 3. APPROPRIATION FROM ECONOMIC STABILIZATION FUND:
22 TEXAS DEPARTMENT OF TRANSPORTATION. (a) On the 91st day of the state
23 fiscal year beginning September 1, 2013, an amount of money equal to
24 the amount by which transfers to the economic stabilization fund

1 during the state fiscal year ending August 31, 2013, exceed the
2 estimated amount of transfers to be made to that fund during that
3 fiscal year as contained in the biennial state taxes and fees
4 general revenue estimate for the state fiscal biennium ending
5 August 31, 2013, is appropriated from the economic stabilization
6 fund to the comptroller of public accounts for the purpose of
7 immediately depositing that amount to the credit of the state
8 highway fund. Money deposited to the credit of the state highway
9 fund under this section is appropriated to the Texas Department of
10 Transportation for the state fiscal biennium ending August 31,
11 2015, for the purposes of constructing, maintaining, and acquiring
12 rights-of-way for public roadways other than toll roads.

13 (b) On the 91st day of the state fiscal year beginning
14 September 1, 2014, an amount of money equal to the amount by which
15 transfers to the economic stabilization fund during the state
16 fiscal year ending August 31, 2014, exceed the estimated amount of
17 transfers to be made to that fund during that fiscal year as
18 contained in the biennial state taxes and fees general revenue
19 estimate for the state fiscal biennium ending August 31, 2015, is
20 appropriated from the economic stabilization fund to the
21 comptroller of public accounts for the purpose of immediately
22 depositing that amount to the credit of the state highway fund.
23 Money deposited to the credit of the state highway fund under this
24 section is appropriated to the Texas Department of Transportation
25 for the state fiscal biennium ending August 31, 2015, for the
26 purposes of constructing, maintaining, and acquiring rights-of-way
27 for public roadways other than toll roads.

1 (c) This section expires January 1, 2016.

2 (d) This section takes effect only if this Act receives a
3 vote of two-thirds of the members present in each house of the
4 legislature, as provided by Section 49-g(m), Article III, Texas
5 Constitution.

6 SECTION 4. DEPOSIT OF CERTAIN GENERAL REVENUE TO STATE
7 HIGHWAY FUND. (a) On the 91st day of the state fiscal biennium
8 beginning September 1, 2015, the comptroller of public accounts
9 shall deposit an amount of money determined as provided by this
10 subsection to the credit of the state highway fund. The amount of
11 money deposited under this subsection is the amount by which
12 revenue received by this state during the state fiscal biennium
13 ending August 31, 2015, from collections of taxes and fees that is
14 anticipated to be deposited to the credit of the general revenue
15 fund and is not set aside for a particular purpose or entity exceeds
16 the estimated amount of that revenue for that fiscal biennium as
17 contained in the biennial state taxes and fees general revenue
18 estimate for the state fiscal biennium ending August 31, 2015. The
19 amount of money deposited to the credit of the state highway fund
20 under this subsection may not exceed \$2,000,000,000. Money
21 deposited to the credit of the state highway fund under this section
22 may be used only for the purposes of constructing, maintaining, and
23 acquiring rights-of-way for public roadways other than toll roads.

24 (b) This section expires January 1, 2016.

25 SECTION 5. EFFECTIVE DATE. Except as otherwise provided by
26 this Act:

27 (1) this Act takes effect immediately if it receives a

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1 vote of two-thirds of all the members elected to each house, as
2 provided by Section 39, Article III, Texas Constitution; and

3 (2) if this Act does not receive the vote necessary for
4 immediate effect, this Act takes effect on the 91st day after the
5 last day of the legislative session.