

By: Harper-Brown

H.B. No. 3836

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the establishment of a motor vehicle mileage fee
3 program for certain motor vehicles by the Texas Department of Motor
4 Vehicles; authorizing a fee.

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) "Liquefied fuel motor vehicle" means a motor
12 vehicle that operates on one or any combination of the following:

13 (A) liquefied natural gas;

14 (B) butane;

15 (C) ethane; or

16 (D) propane.

17 SECTION 2. ELECTRIC MOTOR VEHICLE AND LIQUEFIED FUEL MOTOR
18 VEHICLE MILEAGE FEE PROGRAM. (a) The department by rule shall
19 establish and implement a statewide program to assess owners of
20 electric motor vehicles and liquefied fuel motor vehicles a vehicle
21 mileage fee that is based on the number of miles traveled on public
22 roads in this state by those motor vehicles. The program must
23 require all electric motor vehicles and liquefied fuel motor
24 vehicles registered in this state to be subject to the mileage fee.

1 (b) The department shall establish a method to determine
2 vehicle mileage. The method may include, but is not limited to:

3 (1) an odometer reading that will occur in a manner
4 specified by the department; or

5 (2) a device installed in the vehicle that
6 electronically reports the number of miles traveled.

7 (c) The department, in consultation with the Texas
8 Department of Transportation, Department of Public Safety, and
9 comptroller of public accounts, by rule shall:

10 (1) establish the administrative framework needed to
11 assess an electric motor vehicle and liquefied fuel motor vehicle
12 mileage fee; and

13 (2) set the amount of the electric motor vehicle and
14 liquefied fuel motor vehicle mileage fee on a per mile basis. In
15 determining the amount of the fee, the department shall consider
16 the average amount of gasoline tax paid for a gasoline-powered
17 motor vehicle of a comparable class.

18 (d) The department must establish the administrative
19 framework needed to implement a system for assessing a motor
20 vehicle mileage fee not later than January 1, 2014. The program must
21 begin not later than January 1, 2014.

22 SECTION 3. EFFECTIVE DATE. This Act takes effect
23 immediately if it receives a vote of two-thirds of all the members
24 elected to each house, as provided by Section 39, Article III, Texas
25 Constitution. If this Act does not receive the vote necessary for
26 immediate effect, this Act takes effect September 1, 2013.