

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 16, 2013

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

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB1878** by McClendon (Relating to the allocation of certain revenue to the Texas rail relocation and improvement fund.), **Committee Report 1st House, Substituted**

Estimated Two-year Net Impact to General Revenue Related Funds for HB1878, Committee Report 1st House, Substituted: an impact of \$0 through the biennium ending August 31, 2015.

General Revenue-Related Funds, Five-Year Impact:

Fiscal Year	Probable Net Positive/(Negative) Impact to General Revenue Related Funds
2014	\$0
2015	\$0
2016	\$0
2017	\$0
2018	\$0

All Funds, Five-Year Impact:

Fiscal Year	Probable Revenue (Loss) from <i>Texas Emissions Reduction Plan</i> 5071	Probable Revenue Gain from <i>Texas Rail and Relocation Improvement</i> <i>Fund</i>
2014	(\$21,740,000)	\$21,740,000
2015	(\$22,269,000)	\$22,269,000
2016	\$0	\$0
2017	\$0	\$0
2018	\$0	\$0

Fiscal Analysis

The bill would amend the Transportation Code related to the allocation of certain revenue to the Texas Rail Relocation and Improvement Fund.

The bill would stipulate that \$5 of each fee imposed under Subsection (a)(1) of Chapter 501.138 of the Transportation Code, relating to the fees collected for motor vehicle title certificates, be deposited to the credit of the Texas Rail Relocation and Improvement Fund 0306. Currently this amount is deposited to GR Account 5071 Emissions Reduction Plan. The bill would allow money

deposited to Fund 0306 to be used to fund infrastructure projects to reduce air pollution and relieve congestion through rail relocation or improvement.

The bill would repeal Section 501.138(b-3) as a conforming change.

The bill would make conforming changes to the Health and Safety Code.

This bill would take effect September 1, 2013.

Methodology

The bill would direct that \$5 from the fees currently deposited in GR Account 5071 from motor vehicle certificates instead be deposited in Fund 0306 beginning in fiscal 2014. The amount of revenue forecast in the 2014-15 Biennial Revenue Estimate for GR Account 5071 from motor vehicle certificates was taken and shown as a gain to Texas Rail and Relocation Improvement Fund 0306 for fiscal 2014 and 2015. The dedication of revenues received from motor vehicle certificates to GR Account 5071 will, under current law, expire at the end of fiscal 2015 and are scheduled to be deposited to the credit of the Texas Mobility Fund 0365.

Due, however, to the provisions of Art. 3, Sec 49-k, f and f(1), Texas Constitution, and assuming no replacement revenues flowing into the Texas Mobility Fund, this analysis assumes no change in current law revenue flows during fiscal year 2016 and thereafter.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts

LBB Staff: UP, AG, SD, KK