

By: McClendon

H.B. No. 457

A BILL TO BE ENTITLED

AN ACT

relating to the allocation of certain revenue to the Texas emissions reduction plan fund and the Texas rail relocation and improvement fund.

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

SECTION 1. Section 386.002, Health and Safety Code, is amended to read as follows:

Sec. 386.002. EXPIRATION. This chapter expires August 31, 2025 [2019].

SECTION 2. Section 501.138, Transportation Code, is amended by amending Subsections (b-2) and (b-3) and adding Subsection (b-4) to read as follows:

(b-2) This subsection applies only during fiscal years 2016-2025. The comptroller shall establish a record of the amount of the fees deposited to the credit of the Texas Mobility Fund under Subsection (b-1). On or before the fifth workday of each month, the Texas Department of Transportation shall remit to the comptroller an amount of money from the state highway fund equal to the amount of the fees deposited to the credit of the Texas Mobility Fund under Subsection (b-1) in the preceding month. The comptroller shall:

(1) deposit \$250 million of the remitted money to the credit of the rail relocation and improvement fund each fiscal year; and

(2) [for] deposit the remainder to the credit of the

1 Texas emissions reduction plan fund [~~an amount of money equal to the~~
2 ~~amount of the fees deposited by the comptroller to the credit of the~~
3 ~~Texas Mobility Fund under Subsection (b-1) in the preceding month~~].

4 **(b-3)** The Texas Department of Transportation shall use for
5 the remittance to the comptroller [~~as~~] required by Subsection (b-2)
6 [~~this subsection~~] money in the state highway fund that is not
7 required to be used for a purpose specified by Section 7-a, Article
8 VIII, Texas Constitution, and may not use for that remittance money
9 received by this state under the congestion mitigation and air
10 quality improvement program established under 23 U.S.C. Section
11 149.

12 **(b-4)** [~~(b-3)~~] This subsection and Subsections [~~Subsection~~]
13 (b-2) and (b-3) expire August 31, 2025 [~~2019~~].

14 SECTION 3. This Act takes effect September 1, 2015.