

By: Rodriguez of Travis

H.J.R. No. 118

A JOINT RESOLUTION

1 proposing a constitutional amendment providing for the transfer of
2 certain general revenue to the Texas rail relocation and
3 improvement fund.

4 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Sections 49-g(c), (c-1), and (c-2), Article III,
6 Texas Constitution, are amended to read as follows:

7 (c) Not later than the 90th day of each fiscal year, the
8 comptroller of public accounts shall transfer from the general
9 revenue fund to the economic stabilization fund, the Texas rail
10 relocation and improvement fund, and the state highway fund the sum
11 of the amounts described by Subsections (d) and (e) of this section,
12 to be allocated as provided by Subsections (c-1) and (c-2) of this
13 section. However, if necessary and notwithstanding the allocations
14 prescribed by Subsections (c-1) and (c-2) of this section, the
15 comptroller shall reduce proportionately the amounts described by
16 Subsections (d) and (e) of this section to be transferred and
17 allocated to the economic stabilization fund to prevent the amount
18 in that fund from exceeding the limit in effect for that biennium
19 under Subsection (g) of this section. Revenue transferred to the
20 state highway fund under this subsection may be used only for
21 constructing, maintaining, and acquiring rights-of-way for public
22 roadways other than toll roads.

23 (c-1) Of the sum of the amounts described by Subsections (d)
24 and (e) of this section and required to be transferred from the

1 general revenue fund under Subsection (c) of this section, the
2 comptroller shall allocate 50 percent [~~one-half~~] to the economic
3 stabilization fund, and 50 percent to the state highway fund minus
4 \$100 million to be directed to the Texas rail relocation and
5 improvement fund, except as provided by Subsection (c-2) of this
6 section.

7 (c-2) The legislature by general law shall provide for a
8 procedure by which the allocation of the sum of the amounts
9 described by Subsections (d) and (e) of this section may be adjusted
10 to provide for a transfer to the economic stabilization fund of an
11 amount greater than the allocation provided for under Subsection
12 (c-1) of this section with the remainder of that sum, if any,
13 allocated for transfer to the Texas rail relocation and improvement
14 fund and the state highway fund. The allocation made as provided by
15 that general law is binding on the comptroller for the purposes of
16 the transfers required by Subsection (c) of this section.

17 SECTION 2. This proposed constitutional amendment shall be
18 submitted to the voters at an election to be held November 3, 2015.
19 The ballot shall be printed to permit voting for or against the
20 proposition: "The constitutional amendment providing for the
21 transfer of certain general revenue to the Texas rail relocation
22 and improvement fund."