

By: Uresti

S.B. No. 1875

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to funding and donations for transportation projects,  
3 including projects of county energy transportation reinvestment  
4 zones.

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

6 SECTION 1. Chapter 256, Transportation Code, is amended by  
7 amending Subchapter C to read as follows:

8 SUBCHAPTER C. TRANSPORTATION INFRASTRUCTURE FUND

9 Sec. 256.101. DEFINITIONS. In this subchapter:

10 (4) "Well completion" means the completion, reentry,  
11 or recompletion of both a traditional and horizontal oil or gas  
12 well.

13 Sec. 256.103. GRANT PROGRAM.

14 (b) Grants distributed during a fiscal year must be  
15 allocated among counties as follows:

16 (1) 20 percent according to weight tolerance permits,  
17 specifically related to oil and gas activities, determined by the  
18 ratio of weight tolerance permits issued in the preceding fiscal  
19 year for the county that designated a county energy transportation  
20 reinvestment zone to the total number of weight tolerance permits  
21 issued in the state in that fiscal year, as determined by the Texas  
22 Department of Motor Vehicles;

23 (2) 20 percent according to oil and gas production  
24 taxes, determined by the ratio of oil and gas production taxes

1 collected by the comptroller in the preceding fiscal year in the  
2 county that designated a county energy transportation reinvestment  
3 zone to the total amount of oil and gas production taxes collected  
4 in the state in that fiscal year, as determined by the comptroller;

5 (3) 10 percent according to traditional, non  
6 horizontal, well completions, determined by the ratio of  
7 traditional well completions in the preceding fiscal year in the  
8 county that designated a county energy transportation reinvestment  
9 zone to the total number of traditional well completions in the  
10 state in that fiscal year, as determined by the Railroad Commission  
11 of Texas and 40 percent according to horizontal well completions,  
12 determined by the ratio of horizontal well completions in the  
13 preceding fiscal year in the county that designated a county energy  
14 transportation reinvestment zone to the total number of horizontal  
15 well completions in the state in that fiscal year, as determined by  
16 the Railroad Commission of Texas; and

17 (4) 10 percent according to the total number ~~the~~  
18 ~~volume~~ of oil and gas waste injected, determined by the ratio of the  
19 total number of oil and gas waste injected in the preceding fiscal  
20 year in the county that designated a county energy transportation  
21 reinvestment zone to the total volume of oil and gas waste injected  
22 in the state in that fiscal year, as determined by the Railroad  
23 Commission of Texas.

24 Sec. 256.105 MATCHING FUNDS. (a) Except as provided by  
25 Subsection (b), to be eligible to receive a grant under the program,  
26 matching funds must be provided, from any source, in an amount equal  
27 to at least 15 percent of the amount of the grant.

1 (b) A county that the department determines to be  
2 economically disadvantaged must provide matching funds in an amount  
3 equal to at least 7.5 percent of the amount of the grant.

4 Sec. 256.106. PROGRAM ADMINISTRATION. (a) A county that  
5 makes a second or subsequent application for a grant from the  
6 department under this subchapter must:

7 (1) provide the department with a copy of a report  
8 filed under Section 251.018;

9 (2) certify that all previous grants are being spent  
10 in accordance with the plan submitted under Section 256.104;

11 (3) provide an update and brief description of the  
12 status of all ongoing projects; and

13 (4) provide an accounting of how previous grants were  
14 spent, including any amounts spent on administrative costs.

15 (b) The department may use ~~one-half of~~ one percent of the  
16 amount deposited into the fund in the preceding fiscal year, not to  
17 exceed \$500,000 in a state fiscal biennium, to administer this  
18 subchapter.

19 Sec. 222.1071. COUNTY ENERGY TRANSPORTATION REINVESTMENT  
20 ZONES.

21 (i) The county may:

22 (1) use money in the tax increment account to provide:

23 (A) matching funds under Section 256.105; and

24 (B) funding for one or more transportation  
25 infrastructure projects located in the ~~zone~~ county;

26 (2) apply for grants under Subchapter C, Chapter 256,  
27 subject to Section 222.1072;

1           (3) use ~~five~~ one percent of any grant distributed to  
2 the county under Subchapter C, Chapter 256, for the administration  
3 of a county energy transportation reinvestment zone, not to exceed  
4 ~~\$250,000~~ \$100,000;

5           Sec. 222.1072. ADVISORY BOARD OF COUNTY ENERGY  
6 TRANSPORTATION REINVESTMENT ZONE.

7           (b) Except as provided by Subsection (c), the advisory board  
8 of a county energy transportation reinvestment zone may consists of  
9 the following members appointed by the county judge and approved by  
10 the county commissioners court:

11           (1) up to three oil and gas company representatives  
12 who perform a company activities or related service, ~~in the county~~  
13 ~~and are local taxpayers~~; and

14           (2) two public members.

15           SECTION 4. Subchapter A, Chapter 251, Transportation Code,  
16 is amended by adding Sections 251.018 and 251.019 to read as  
17 follows:

18           Sec. 251.018. ROAD REPORTS. A road condition report made by  
19 a county that is operating under a system of administering county  
20 roads under Chapter 252 or a special law, including a report made  
21 under Section 251.005, must include the primary cause of any road,  
22 culvert, or bridge degradation if reasonably ascertained along with  
23 a brief description of the damage.

24           SECTION 8. This Act takes effect September 1, 2015.