

By: Pickett

H.B. No. 161

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the authority of a county to end a low-income vehicle
3 repair assistance, retrofit, and accelerated vehicle retirement
4 program in the county.

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

6 SECTION 1. Section 382.209, Health and Safety Code, is
7 amended by adding Subsections (k), (l), (m), and (n) to read as
8 follows:

9 (k) The commissioners court of a participating county may
10 adopt a resolution to end the low-income vehicle repair assistance,
11 retrofit, and accelerated vehicle retirement program in the county.
12 The commissioners court shall submit the resolution to the
13 commission and to the county tax assessor-collector. The
14 resolution must include a date after which a fee may not be imposed
15 under Section 382.202 or 382.302 for the purposes of the county's
16 low-income vehicle repair assistance, retrofit, and accelerated
17 vehicle retirement program on vehicles being inspected or
18 registered in the county. The date must be:

19 (1) the first day of a month; and
20 (2) at least 30 days after the date the resolution is
21 submitted to the commission.

22 (l) On receipt of a resolution under Subsection (k), the
23 commission shall notify, in writing, the Texas Department of Motor
24 Vehicles, the Department of Public Safety, and the Legislative

1 Budget Board that a fee may not be imposed under Section 382.202 or
2 382.302 for the purposes of the county's low-income vehicle repair
3 assistance, retrofit, and accelerated vehicle retirement program
4 on vehicles being inspected or registered in the county after the
5 date established under Subsection (k).

6 (m) In the first fiscal biennium that begins after a county
7 adopts a resolution under Subsection (k), the legislature shall
8 appropriate to the commission, for the sole purpose of returning
9 the money to the county, any remaining money collected in the county
10 from a fee authorized under Section 382.202 or 382.302 for the
11 purposes of the county's low-income vehicle repair assistance,
12 retrofit, and accelerated vehicle retirement program. This
13 subsection does not apply to money collected from a fee authorized
14 under Section 382.202 or 382.302 that the commission would
15 otherwise have used for administrative purposes. The commission
16 shall distribute to the county money appropriated to the commission
17 for the county under this subsection.

18 (n) A county that receives a distribution of money under
19 Subsection (m) may use the money for remaining expenses of the
20 county's low-income vehicle repair assistance, retrofit, and
21 accelerated vehicle retirement program or for any other purpose.

22 SECTION 2. This Act takes effect December 1, 2017.