

By: Walle

H.J.R. No. 124

A JOINT RESOLUTION

1 proposing a constitutional amendment to provide for the use and  
2 dedication of certain money transferred to the general revenue fund  
3 account for emergency medical services and trauma care systems.

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, to ~~[and]~~ the state  
10 highway fund, and as provided by general law to an account in the  
11 general revenue fund for emergency medical services and trauma care  
12 systems the sum of the amounts described by Subsections (d) and (e)  
13 of this section, to be allocated as provided by Subsections (c-1)  
14 and (c-2) of this section. However, if necessary and  
15 notwithstanding the allocations prescribed by Subsections (c-1)  
16 and (c-2) of this section, the comptroller shall reduce  
17 proportionately the amounts described by Subsections (d) and (e) of  
18 this section to be transferred and allocated to the economic  
19 stabilization fund to prevent the amount in that fund from  
20 exceeding the limit in effect for that biennium under Subsection  
21 (g) of this section. Revenue transferred to the state highway fund  
22 under this subsection may be used only for constructing,  
23 maintaining, and acquiring rights-of-way for public roadways other  
24 than toll roads. Revenue transferred to the general revenue fund

1 account under this subsection may be appropriated only for county  
2 and regional emergency medical services, designated trauma  
3 facilities, and trauma care systems as provided by general law.

4 (c-1) Of the sum of the amounts described by Subsections (d)  
5 and (e) of this section and required to be transferred from the  
6 general revenue fund under Subsection (c) of this section, the  
7 comptroller shall allocate three-eighths [~~one-half~~] to the  
8 economic stabilization fund, one-eighth to the general revenue fund  
9 account for emergency medical services and trauma care systems, and  
10 the remainder to the state highway fund, except as provided by  
11 Subsection (c-2) of this section.

12 (c-2) The legislature by general law shall provide for a  
13 procedure by which the allocation of the sum of the amounts  
14 described by Subsections (d) and (e) of this section may be adjusted  
15 to provide for a transfer to the economic stabilization fund of an  
16 amount greater than the allocation provided for under Subsection  
17 (c-1) of this section with the remainder of that sum, if any,  
18 allocated for transfer to the state highway fund and the general  
19 revenue fund account for emergency medical services and trauma care  
20 systems. The allocation made as provided by that general law is  
21 binding on the comptroller for the purposes of the transfers  
22 required by Subsection (c) of this section.

23 SECTION 2. The following temporary provision is added to  
24 the Texas Constitution:

25 TEMPORARY PROVISION. (a) This temporary provision applies  
26 to the constitutional amendment proposed by the 85th Legislature,  
27 Regular Session, 2017, to provide for the transfer of certain

1 general revenue to the general revenue fund account for emergency  
2 medical services and trauma care systems and for the dedication of  
3 the revenue transferred to that account.

4 (b) The amendment to Section 49-g, Article III, of this  
5 constitution takes effect immediately on the final canvass of the  
6 election on the amendment. If, between September 1, 2017, and the  
7 effective date of that constitutional amendment, the comptroller of  
8 public accounts has transferred from general revenue to the  
9 economic stabilization fund or the state highway fund amounts in  
10 accordance with Subsections (c), (d), and (e) of that section, as  
11 those subsections existed at the time of the transfer, as soon as  
12 practicable after the effective date of the amendment, the  
13 comptroller shall return the transferred amounts from the economic  
14 stabilization fund and state highway fund to general revenue and  
15 transfer from general revenue to the economic stabilization fund,  
16 the state highway fund, and an account in the general revenue fund  
17 for emergency medical services and trauma care systems amounts in  
18 accordance with the amended provisions and in accordance with  
19 general law, notwithstanding the requirement of Subsection (c) of  
20 that section that the transfers for that fiscal year be made before  
21 the 90th day of the fiscal year beginning September 1, 2017.

22 (c) This temporary provision expires January 1, 2020.

23 SECTION 3. This proposed constitutional amendment shall be  
24 submitted to the voters at an election to be held November 7, 2017.  
25 The ballot shall be printed to permit voting for or against the  
26 proposition: "The constitutional amendment providing for the use  
27 and dedication of certain money transferred to the general revenue

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1 fund account for emergency medical services and trauma care systems  
2 to assist county and regional emergency medical services,  
3 designated trauma facilities, and trauma care systems."