

1-1 By: Nichols, et al. S.B. No. 312  
 1-2 (In the Senate - Filed March 3, 2017; March 6, 2017, read  
 1-3 first time and referred to Committee on Transportation;  
 1-4 March 15, 2017, reported favorably by the following vote: Yeas 8,  
 1-5 Nays 0; March 15, 2017, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14			X	
1-15	X			
1-16	X			

1-17 A BILL TO BE ENTITLED  
 1-18 AN ACT

1-19 relating to the continuation and functions of the Texas Department  
 1-20 of Transportation; authorizing an increase in rates charged for the  
 1-21 use of state aircraft to provide for the acquisition of replacement  
 1-22 aircraft.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 21.069(a), Transportation Code, is  
 1-25 amended to read as follows:

1-26 (a) The department [~~, in consultation with the State~~  
 1-27 ~~Aircraft Pooling Board,~~] shall establish a state airport in Central  
 1-28 Texas that is open to the general public.

1-29 SECTION 2. Section 201.059, Transportation Code, is amended  
 1-30 to read as follows:

1-31 Sec. 201.059. COMMISSION MEMBER TRAINING [ON DEPARTMENT AND  
 1-32 CERTAIN LAWS RELATING TO DEPARTMENT]. (a) A [To be eligible to  
 1-33 take office as a member of the commission, a] person who is  
 1-34 appointed to and qualifies for office as a member of the commission  
 1-35 may not vote, deliberate, or be counted as a member in attendance at  
 1-36 a meeting of the commission until the person completes [must  
 1-37 complete at least one course of] a training program that complies  
 1-38 with this section.

1-39 (b) The training program must provide the person with  
 1-40 information [to the person] regarding:

1-41 (1) the law governing department operations [this  
 1-42 subchapter];

1-43 (2) the programs, functions, rules, and budget of  
 1-44 [operated by] the department;

1-45 (3) the scope of and limitations on the rulemaking  
 1-46 authority of the commission [role and functions of the department];

1-47 (4) [the rules of the department with an emphasis on  
 1-48 the rules that relate to disciplinary and investigatory authority,

1-49 [5] the current budget for the department,  
 1-50 [6] the results of the most recent formal audit of  
 1-51 the department;

1-52 (5) [7] the requirements of [the]:

1-53 (A) laws relating to open meetings, public  
 1-54 information, administrative procedure, and disclosing conflicts of  
 1-55 interest [law, Chapter 551, Government Code]; and

1-56 (B) other laws applicable to members of the  
 1-57 commission in performing their duties [open records law, Chapter  
 1-58 552, Government Code, and

1-59 [(C) administrative procedure law, Chapter 2001,  
 1-60 Government Code,

1-61 [(8) the requirements of the conflict of interest laws

2-1 ~~and other laws relating to public officials]; and~~

2-2 (6) [(9)] any applicable ethics policies adopted by

2-3 the department [commission] or the Texas Ethics Commission.

2-4 (c) A person appointed to the commission is entitled to  
 2-5 reimbursement, as provided by the General Appropriations Act, for  
 2-6 the travel expenses incurred in attending the training program,  
 2-7 regardless of whether the attendance at the program occurs before  
 2-8 or after [as provided by the General Appropriations Act and as if]  
 2-9 the person qualifies for office [were a member of the commission].

2-10 (d) The director shall create a training manual that  
 2-11 includes the information required by Subsection (b). The director  
 2-12 shall distribute a copy of the training manual annually to each  
 2-13 member of the commission. On receipt of the training manual, each  
 2-14 member of the commission shall sign and submit to the director a  
 2-15 statement acknowledging receipt of the training manual.

2-16 SECTION 3. Section 201.204, Transportation Code, is amended  
 2-17 to read as follows:

2-18 Sec. 201.204. SUNSET PROVISION. The Texas Department of  
 2-19 Transportation is subject to Chapter 325, Government Code (Texas  
 2-20 Sunset Act). Unless continued in existence as provided by that  
 2-21 chapter, the department is abolished September 1, 2029 [2017].

2-22 SECTION 4. Sections 201.601(a-1) and (d), Transportation  
 2-23 Code, are amended to read as follows:

2-24 (a-1) The plan must:

2-25 (1) contain specific and clearly defined  
 2-26 transportation system strategies, long-term transportation goals  
 2-27 for the state and measurable targets for each goal, and other  
 2-28 related performance measures;

2-29 (2) identify priority corridors, projects, or areas of  
 2-30 the state that are of particular concern to the department in  
 2-31 meeting the goals established under Subdivision (1); and

2-32 (3) contain a participation plan specifying methods  
 2-33 for obtaining formal input on the goals and priorities identified  
 2-34 under this subsection from:

2-35 (A) other state agencies;

2-36 (B) political subdivisions;

2-37 (C) local transportation entities; and

2-38 (D) the general public.

2-39 (d) In selecting transportation projects, the [The]  
 2-40 department shall consider the transportation system strategies,  
 2-41 goals and measurable targets, and other related performance  
 2-42 measures established under Subsection (a-1)(1) [in selecting  
 2-43 transportation projects].

2-44 SECTION 5. Section 201.6013, Transportation Code, is  
 2-45 amended to read as follows:

2-46 Sec. 201.6013. LONG-TERM PLAN FOR STATEWIDE PASSENGER RAIL  
 2-47 SYSTEM. (a) The department shall:

2-48 (1) prepare [and update annually] a long-term plan for  
 2-49 a statewide passenger rail system; and

2-50 (2) update the plan at least once every five years.

2-51 (b) Information contained in the plan must include:

2-52 (1) a description of existing and proposed passenger  
 2-53 rail systems;

2-54 (2) information regarding the status of passenger rail  
 2-55 systems under construction;

2-56 (3) an analysis of potential interconnectivity  
 2-57 difficulties;

2-58 (4) an analysis of short-term and long-term effects of  
 2-59 each proposed passenger rail system on state and local road  
 2-60 connectivity, including effects on oversize or overweight vehicles  
 2-61 and other commercial traffic;

2-62 (5) an analysis of the effect of each proposed  
 2-63 passenger rail system on statewide transportation planning,  
 2-64 including the effect on future state and local road construction  
 2-65 and road maintenance needs;

2-66 (6) ridership projections for proposed passenger rail  
 2-67 projects; and

2-68 (7) [(5)] ridership statistics for existing passenger  
 2-69 rail systems.

3-1 SECTION 6. Section 201.6015, Transportation Code, is  
 3-2 amended to read as follows:

3-3 Sec. 201.6015. INTEGRATION OF PLANS AND POLICY EFFORTS. In  
 3-4 developing each of its transportation plans and policy efforts, the  
 3-5 department must:

3-6 (1) clearly reference the statewide transportation  
 3-7 plan under Section 201.601;

3-8 (2) include in the plan or policy effort the  
 3-9 transportation system strategies, goals and measurable targets,  
 3-10 and other related performance measures established under Section  
 3-11 201.601(a-1)(1); and

3-12 (3) ~~and~~ specify how the plan or policy effort  
 3-13 supports ~~[or otherwise relates to]~~ the specific goals established  
 3-14 under Section 201.601(a-1)(1) ~~[that section].~~

3-15 SECTION 7. Section 201.806(a), Transportation Code, is  
 3-16 amended to read as follows:

3-17 (a) The department shall:

3-18 (1) tabulate and analyze the vehicle accident reports  
 3-19 it receives; and

3-20 (2) annually or more frequently publish on the  
 3-21 department's Internet website statistical information derived from  
 3-22 the accident reports as to the number, cause, and location of  
 3-23 highway accidents, including information regarding the number of:

3-24 (A) accidents involving injury to, death of, or  
 3-25 property damage to a bicyclist or pedestrian; and

3-26 (B) fatalities caused by a bridge collapse, as  
 3-27 defined by Section 550.081.

3-28 SECTION 8. Section 201.807, Transportation Code, is amended  
 3-29 by amending Subsection (a) and adding Subsections (g) and (h) to  
 3-30 read as follows:

3-31 (a) In this section, "department project" means a highway  
 3-32 project under the jurisdiction of the department, including a  
 3-33 grouped rehabilitation and preventive maintenance project, that:

3-34 (1) is being developed or is under construction; and

3-35 (2) is identified in the district project portfolio  
 3-36 ~~[work program]~~ required under Section 201.998.

3-37 (g) The department shall:

3-38 (1) conduct a comprehensive review of the project  
 3-39 information reporting system;

3-40 (2) in conducting the review required by Subdivision  
 3-41 (1), incorporate feedback from internal and external users of the  
 3-42 system and advice from the department office responsible for public  
 3-43 involvement; and

3-44 (3) develop a plan for implementing any needed  
 3-45 improvements to the system.

3-46 (h) The department shall conduct the review required by  
 3-47 Subsection (g)(1) on a regular basis, as specified by commission  
 3-48 rule.

3-49 SECTION 9. Subchapter J, Chapter 201, Transportation Code,  
 3-50 is amended by adding Section 201.8075 to read as follows:

3-51 Sec. 201.8075. STATEWIDE TRANSPORTATION PLAN DASHBOARD.

3-52 (a) In this section, "dashboard" means a web-based data  
 3-53 visualization tool that provides an analysis and visual  
 3-54 representation of key performance measures relevant to a particular  
 3-55 objective.

3-56 (b) The department shall develop and prominently display on  
 3-57 the department's Internet website a dashboard that clearly  
 3-58 communicates to the public:

3-59 (1) the transportation system strategies, goals and  
 3-60 measurable targets, and other related performance measures  
 3-61 established under Section 201.601(a-1)(1); and

3-62 (2) the department's progress, including trends over  
 3-63 time, in meeting the strategies, goals and targets, and other  
 3-64 related performance measures described by Subdivision (1).

3-65 (c) The dashboard must be in a format that is easy to  
 3-66 navigate.

3-67 (d) The department shall:

3-68 (1) regularly update the information displayed on the  
 3-69 dashboard; and

4-1                   (2) publish on the department's Internet website the  
 4-2 methodology and data used to determine the department's progress  
 4-3 under Subsection (b)(2).

4-4                   SECTION 10. Section 201.808, Transportation Code, is  
 4-5 amended by adding Subsection (i) to read as follows:

4-6                   (i) The department shall:

4-7                   (1) conduct a comprehensive analysis regarding the  
 4-8 effect of funding allocations made to funding categories described  
 4-9 by Section 201.991(b) and project selection decisions on  
 4-10 accomplishing the goals described in the statewide transportation  
 4-11 plan under Section 201.601;

4-12                   (2) provide the analysis to metropolitan planning  
 4-13 organizations, the public, and each member of the commission for  
 4-14 the purpose of informing deliberations on funding decisions for the  
 4-15 unified transportation program under Section 201.991;

4-16                   (3) update the analysis as part of:

4-17                   (A) the department's annual update to the unified  
 4-18 transportation program under Section 201.992 and any other formal  
 4-19 update to that program; and

4-20                   (B) the evaluation and report required by Section  
 4-21 201.809;

4-22                   (4) promptly publish the analysis on the department's  
 4-23 Internet website in its entirety and in summary form; and

4-24                   (5) publish the methodology and data used to create  
 4-25 the analysis on the department's Internet website and make the  
 4-26 methodology and data available to the metropolitan planning  
 4-27 organizations, the public, and the commission under Subdivision  
 4-28 (2).

4-29                   SECTION 11. Section 201.809(a), Transportation Code, is  
 4-30 amended to read as follows:

4-31                   (a) The department annually shall evaluate and publish a  
 4-32 report about the status of each transportation goal for this  
 4-33 state. The department shall also promptly publish the report on  
 4-34 the department's Internet website in summary form. The report must  
 4-35 include:

4-36                   (1) information about the progress of each long-term  
 4-37 transportation goal that is identified by the statewide  
 4-38 transportation plan;

4-39                   (2) the status of each project identified as a major  
 4-40 priority;

4-41                   (3) a summary of the number of statewide project  
 4-42 implementation benchmarks that have been completed; ~~and~~

4-43                   (4) information about the accuracy of previous  
 4-44 department financial forecasts; and

4-45                   (5) the analysis required by Section 201.808(i).

4-46                   SECTION 12. Section 201.991, Transportation Code, is  
 4-47 amended by adding Subsections (b-1) and (e) and amending Subsection  
 4-48 (d) to read as follows:

4-49                   (b-1) The commission by rule shall:

4-50                   (1) adopt a policy comprehensively explaining the  
 4-51 department's approach to public involvement and transparency  
 4-52 related to the unified transportation program; and

4-53                   (2) require the department to, at a minimum, make a  
 4-54 report on any change to the unified transportation program  
 4-55 available on the department's Internet website and provide the  
 4-56 report to the commission in a public meeting, regardless of any  
 4-57 rules adopted for public hearings and approvals.

4-58                   (d) In developing the rules required by Subsection (b) ~~[this~~  
 4-59 ~~section]~~, the commission shall collaborate with local  
 4-60 transportation entities.

4-61                   (e) In developing the policy required by Subsection  
 4-62 (b-1)(1), the commission shall collaborate with stakeholders.

4-63                   SECTION 13. Section 201.992(b), Transportation Code, is  
 4-64 amended to read as follows:

4-65                   (b) The annual update must include:

4-66                   (1) the annual funding forecast required by Section  
 4-67 201.993;

4-68                   (2) the list of major transportation projects required  
 4-69 by Section 201.994(b); ~~and~~

5-1 (3) the category to which the project has been  
 5-2 assigned and the priority of the project in the category under  
 5-3 Section 201.995; and

5-4 (4) the analysis required by Section 201.808(i).

5-5 SECTION 14. Sections 201.993(a) and (c), Transportation  
 5-6 Code, are amended to read as follows:

5-7 (a) The department annually shall:

5-8 (1) develop and publish on the department's Internet  
 5-9 website a forecast of all funds the department expects to receive,  
 5-10 including funds from this state and the federal government; and

5-11 (2) use that forecast to guide planning for the  
 5-12 unified transportation program.

5-13 (c) Not later than September 1 of each year, the department  
 5-14 shall prepare and publish on the department's Internet website a  
 5-15 cash flow forecast for a period of 20 years.

5-16 SECTION 15. Section 201.995, Transportation Code, is  
 5-17 amended by adding Subsection (d) to read as follows:

5-18 (d) In prioritizing and approving projects under Section  
 5-19 201.9991 that are included in the unified transportation program,  
 5-20 the commission must first evaluate projects on strategic need and  
 5-21 potential contribution toward meeting the transportation goals  
 5-22 established under Section 201.601(a-1)(1). After conducting that  
 5-23 initial evaluation, the commission may conduct a secondary  
 5-24 evaluation based on other factors such as funding availability and  
 5-25 project readiness.

5-26 SECTION 16. Section 201.998, Transportation Code, is  
 5-27 amended to read as follows:

5-28 Sec. 201.998. DISTRICT PROJECT PORTFOLIOS [~~WORK PROGRAM~~].

5-29 (a) Each department district shall develop a consistently  
 5-30 formatted project portfolio [~~work program~~] based on the unified  
 5-31 transportation program covering a period of at least four years  
 5-32 that contains all projects that the district proposes to implement  
 5-33 during that period.

5-34 (b) The department shall develop comprehensive performance  
 5-35 measures for key steps in the project development process for  
 5-36 projects included in each district's project portfolio. The  
 5-37 department shall use the performance measures developed under this  
 5-38 subsection to track and report whether each district is:

5-39 (1) developing an appropriate mix of projects; and

5-40 (2) on track to meet letting targets that are  
 5-41 consistent with applicable department policy governing when a  
 5-42 project should be bid on for a contract awarded by the department  
 5-43 [work program must contain:

5-44 (1) information regarding the progress of projects  
 5-45 designated as major transportation projects, according to project  
 5-46 implementation benchmarks and timelines established under Section  
 5-47 201.994; and

5-48 (2) a summary of the progress on other district  
 5-49 projects].

5-50 (c) The department shall conduct a review of project  
 5-51 development activities in each district's project portfolio on a  
 5-52 regular basis and use the review [~~use the work program~~] to[~~+~~

5-53 (1)] monitor and evaluate the performance of each  
 5-54 [the] district[, and

5-55 (2) evaluate the performance of district employees].

5-56 (d) In conducting the review required by Subsection (c), the  
 5-57 [The] department shall, when appropriate, seek input from key  
 5-58 stakeholders such as local government project sponsors or  
 5-59 metropolitan planning organizations [~~publish the work program in~~  
 5-60 ~~appropriate media and on the department's Internet website].~~

5-61 (e) The commission shall adopt rules as necessary to  
 5-62 administer this section.

5-63 (f) The commission shall adopt and regularly update rules:

5-64 (1) governing the overall planning, review, and  
 5-65 monitoring process created by this section;

5-66 (2) specifying how planning and project stakeholders  
 5-67 can become involved in the process described by Subdivision (1);  
 5-68 and

5-69 (3) requiring the department to regularly report

6-1 results under this section to the commission and the public and  
6-2 specifying the method for reporting those results.

6-3 (g) The commission shall consult a stakeholder group before  
6-4 adopting or updating rules under Subsection (f).

6-5 SECTION 17. Section 201.9991(a), Transportation Code, is  
6-6 amended to read as follows:

6-7 (a) The commission by rule shall prioritize and approve  
6-8 projects included in the statewide transportation plan under  
6-9 Section 201.601 or in the unified transportation program under  
6-10 Section 201.991 in order to provide financial assistance under this  
6-11 chapter.

6-12 SECTION 18. Subchapter P, Chapter 201, Transportation Code,  
6-13 is amended by adding Section 201.9992 to read as follows:

6-14 Sec. 201.9992. ROLES AND RESPONSIBILITIES OF DEPARTMENT AND  
6-15 METROPOLITAN PLANNING ORGANIZATIONS. (a) The commission shall  
6-16 adopt rules governing:

6-17 (1) the alignment of the department's state and  
6-18 federal funding forecasts, including the annual funding forecast  
6-19 required by Section 201.993, with the funding forecasts of  
6-20 metropolitan planning organizations, including:

6-21 (A) the funding forecasts used for long-term  
6-22 planning as described in Sections 201.620 and 472.035; and

6-23 (B) the 10-year transportation plan required by  
6-24 Section 201.9911;

6-25 (2) the alignment of the statewide project  
6-26 recommendation criteria developed by the department with the  
6-27 project recommendation criteria developed by metropolitan planning  
6-28 organizations that relate to statewide transportation goals,  
6-29 particularly for major mobility projects using a mix of several  
6-30 funding sources and selected by different entities;

6-31 (3) the department's timelines and review process for  
6-32 the 10-year transportation plans required by Section 201.9911;

6-33 (4) the department's process for allowing metropolitan  
6-34 planning organizations direct access to the department's  
6-35 information systems, software, and technical assistance for the  
6-36 purpose of accomplishing statewide transportation goals; and

6-37 (5) the department's process for collaborating with  
6-38 metropolitan planning organizations to regularly evaluate the  
6-39 availability, consistency, and quality of data and other  
6-40 information needed to fully develop a more performance-based  
6-41 transportation planning and project selection system.

6-42 (b) A rule adopted under Subsection (a)(3) must take into  
6-43 consideration a metropolitan planning organization's other  
6-44 deadlines and requirements in federal law.

6-45 (c) The commission shall consult a stakeholder group before  
6-46 developing the rules required by Subsection (a).

6-47 SECTION 19. Section 223.012, Transportation Code, is  
6-48 amended to read as follows:

6-49 Sec. 223.012. CONTRACTOR PERFORMANCE. (a) The commission  
6-50 [department] shall adopt rules to:

6-51 (1) establish a range of contract remedies to be  
6-52 included in all low-bid highway improvement contracts, including  
6-53 enforceable corrective action plans and criteria for prohibiting  
6-54 contractors with significant project completion delays from  
6-55 bidding on new projects, and develop a process and criteria for when  
6-56 to apply each contract remedy;

6-57 (2) develop and implement a schedule for liquidated  
6-58 damages that accurately reflects the costs associated with project  
6-59 completion delays, including administrative and travel delays; and

6-60 (3) develop a contractor performance evaluation  
6-61 process and an evaluation tool that:

6-62 (A) allows for the [~~2~~] review of contractor  
6-63 bidding capacity to ensure that contractors meet each quality,  
6-64 safety, and timeliness standard established by the commission; and

6-65 (B) contains criteria for modifying a  
6-66 contractor's bidding capacity for competitively bid highway  
6-67 improvement contracts when appropriate [~~3~~] conduct a review to  
6-68 determine whether commission rules or state law should be changed  
6-69 to realize significant cost and time savings on state highway

7-1 ~~construction and maintenance projects].~~

7-2 (b) In developing the rules required by Subsection (a)(1),  
7-3 the commission must:

7-4 (1) consult with industry contractors; and

7-5 (2) consider contract remedies used by:

7-6 (A) other state agencies; and

7-7 (B) departments of transportation in other

7-8 states [Not later than December 1, 1998, the department shall file a

7-9 report with the governor, the lieutenant governor, and the speaker

7-10 of the house of representatives containing:

7-11 [(1) the results of the review conducted under

7-12 Subsection (a)(3); and

7-13 [(2) recommendations on legislation the commission

7-14 determines is necessary to realize significant cost and time

7-15 savings on state highway construction and maintenance].

7-16 (c) The rules adopted under Subsection (a)(2) must:

7-17 (1) include criteria for identifying projects that

7-18 have a significant impact on the traveling public; and

7-19 (2) require the department to calculate

7-20 project-specific liquidated damages for projects described by

7-21 Subdivision (1) that reflect the true cost of travel delays.

7-22 (d) In developing the evaluation tool required by

7-23 Subsection (a)(3), the commission must consult with industry

7-24 contractors.

7-25 (e) The rules adopted under Subsection (a)(3) must:

7-26 (1) provide for a process for contractors to appeal

7-27 the contractors' evaluations; and

7-28 (2) include criteria for the use of the evaluations by

7-29 the department to address contractor performance problems.

7-30 SECTION 20. Section 550.025(a), Transportation Code, is

7-31 amended to read as follows:

7-32 (a) The operator of a vehicle involved in an accident

7-33 resulting only in damage to a structure adjacent to a highway or a

7-34 fixture or landscaping legally on or adjacent to a highway shall:

7-35 (1) take reasonable steps to locate and notify the

7-36 owner or person in charge of the property of the accident and of the

7-37 operator's name and address and the registration number of the

7-38 vehicle the operator was driving; and

7-39 (2) if requested and available, show the operator's

7-40 driver's license to the owner or person in charge of the property[+

7-41 ~~and~~

7-42 ~~[(3) report the accident if required by Section~~

7-43 ~~550.061].~~

7-44 SECTION 21. Effective September 1, 2019, Section

7-45 550.062(b), Transportation Code, is amended to read as follows:

7-46 (b) The report required by Subsection (a) must be filed

7-47 electronically with the department not later than the 10th day

7-48 after the date of the accident.

7-49 SECTION 22. Section 550.064(b), Transportation Code, is

7-50 amended to read as follows:

7-51 (b) An accident report form prepared by the department must:

7-52 (1) require sufficiently detailed information to

7-53 disclose the cause and conditions of and the persons and vehicles

7-54 involved in an accident if the form is for the report to be made by a

7-55 person [~~involved in or~~] investigating the accident;

7-56 (2) include a way to designate and identify a peace

7-57 officer, firefighter, or emergency medical services employee who is

7-58 involved in an accident while driving a law enforcement vehicle,

7-59 fire department vehicle, or emergency medical services vehicle

7-60 while performing the person's duties;

7-61 (3) require a statement by a person described by

7-62 Subdivision (2) as to the nature of the accident; and

7-63 (4) include a way to designate whether an individual

7-64 involved in an accident wants to be contacted by a person seeking to

7-65 obtain employment as a professional described by Section 38.01(12),

7-66 Penal Code.

7-67 SECTION 23. Section 550.065(a), Transportation Code, is

7-68 amended to read as follows:

7-69 (a) This section applies only to the following information

8-1 that is held by the department or another governmental entity:  
 8-2 (1) a written report of an accident required under:  
 8-3 (A) Section ~~[550.061,]~~ 550.062; ~~[7]~~ or  
 8-4 (B) former Section 550.061 or 601.004 before  
 8-5 September 1, 2017; or

8-6 (2) accident report information compiled under  
 8-7 Section 201.806.

8-8 SECTION 24. Section 550.067(c), Transportation Code, is  
 8-9 amended to read as follows:

8-10 (c) A municipality by ordinance may require the person in  
 8-11 charge of a garage or repair shop where a motor vehicle is brought  
 8-12 if the vehicle shows evidence of having been involved in an accident  
 8-13 described by ~~[requiring a report to be filed under]~~ Section  
 8-14 550.062(a) ~~[550.061 or 550.062]~~ or shows evidence of having been  
 8-15 struck by a bullet to report to a department of the municipality  
 8-16 within 24 hours after the garage or repair shop receives the motor  
 8-17 vehicle, giving the engine number, registration number, and the  
 8-18 name and address of the owner or operator of the vehicle.

8-19 SECTION 25. Section 550.068, Transportation Code, is  
 8-20 amended to read as follows:

8-21 Sec. 550.068. CHANGING ACCIDENT REPORT. (a) Except as  
 8-22 provided by Subsection (b), a change in or a modification of a  
 8-23 written report of a motor vehicle accident prepared by a peace  
 8-24 officer ~~[or the operator of a vehicle involved in an accident]~~ that  
 8-25 alters a material fact in the report may be made only by the peace  
 8-26 officer ~~[or person]~~ who prepared the report.

8-27 (b) A change in or a modification of the written report of  
 8-28 the accident may be made by a person other than the peace officer  
 8-29 ~~[or the operator of the vehicle]~~ if:

8-30 (1) the change is made by a written supplement to the  
 8-31 report; and

8-32 (2) the written supplement clearly indicates the name  
 8-33 of the person who originated the change.

8-34 SECTION 26. Section 601.005, Transportation Code, is  
 8-35 amended to read as follows:

8-36 Sec. 601.005. EVIDENCE IN CIVIL SUIT. A ~~[On the filing of a~~  
 8-37 ~~report under Section 601.004, a]~~ person at a trial for damages may  
 8-38 not refer to or offer as evidence of the negligence or due care of a  
 8-39 party:

8-40 (1) an action taken by the department under this  
 8-41 chapter;

8-42 (2) the findings on which that action is based; or

8-43 (3) the security or evidence of financial  
 8-44 responsibility filed under this chapter.

8-45 SECTION 27. Sections 601.007(b) and (c), Transportation  
 8-46 Code, are amended to read as follows:

8-47 (b) The provisions of this chapter ~~[, other than Section~~  
 8-48 ~~601.004,]~~ do not apply to an officer, agent, or employee of the  
 8-49 United States, this state, or a political subdivision of this state  
 8-50 while operating a government vehicle in the course of that person's  
 8-51 employment.

8-52 (c) The provisions of this chapter, other than Section  
 8-53 ~~[Sections 601.004 and]~~ 601.054, do not apply to a motor vehicle that  
 8-54 is subject to Chapter 643.

8-55 SECTION 28. Section 601.154(c), Transportation Code, is  
 8-56 amended to read as follows:

8-57 (c) In determining whether there is a reasonable  
 8-58 probability that a judgment will be rendered against the person as a  
 8-59 result of an accident and the amount of security that is sufficient  
 8-60 under Subsection (a), the department may consider:

8-61 (1) a report of an investigating officer; and

8-62 (2) ~~[an accident report of a party involved; and~~

8-63 ~~[3)]~~ an affidavit of a person who has knowledge of the  
 8-64 facts.

8-65 SECTION 29. Section 707.004(f), Transportation Code, is  
 8-66 amended to read as follows:

8-67 (f) Not later than December 1 of each year, the department  
 8-68 shall publish on the department's Internet website the information  
 8-69 submitted by a local authority under Subsection (d).



9-1 SECTION 30. Sections 730.003(4) and (6), Transportation  
 9-2 Code, are amended to read as follows:

9-3 (4) "Motor vehicle record" means a record that  
 9-4 pertains to a motor vehicle operator's or driver's license or  
 9-5 permit, motor vehicle registration, motor vehicle title, or  
 9-6 identification document issued by an agency of this state or a local  
 9-7 agency authorized to issue an identification document. The term  
 9-8 does not include:

- 9-9 (A) a record that pertains to a motor carrier; or
- 9-10 (B) an accident report prepared under:
  - 9-11 (i) Chapter 550; or
  - 9-12 (ii) former Section 601.004 before
  - 9-13 September 1, 2017 [~~601~~].

9-14 (6) "Personal information" means information that  
 9-15 identifies a person, including an individual's photograph or  
 9-16 computerized image, social security number, driver identification  
 9-17 number, name, address, but not the zip code, telephone number, and  
 9-18 medical or disability information. The term does not include:

- 9-19 (A) information on vehicle accidents, driving or  
 9-20 equipment-related violations, or driver's license or registration  
 9-21 status; or
- 9-22 (B) information contained in an accident report  
 9-23 prepared under:
  - 9-24 (i) Chapter 550; or
  - 9-25 (ii) former Section 601.004 before
  - 9-26 September 1, 2017 [~~601~~].

9-27 SECTION 31. Section 2167.001(a), Government Code, is  
 9-28 amended to read as follows:

- 9-29 (a) This chapter applies to:
  - 9-30 (1) office space;
  - 9-31 (2) warehouse space;
  - 9-32 (3) laboratory space;
  - 9-33 (4) storage space exceeding 1,000 gross square feet;
  - 9-34 (5) boat storage space;
  - 9-35 (6) aircraft hangar space other than hangar space and  
 9-36 adjacent space leased by the Texas Department of Transportation  
 9-37 [~~State Aircraft Pooling Board~~] at Austin-Bergstrom International  
 9-38 Airport and operated for the purpose of providing air  
 9-39 transportation services for the State of Texas;
  - 9-40 (7) vehicle parking space; and
  - 9-41 (8) a combination of those kinds of space.

9-42 SECTION 32. Section 2175.191(c), Government Code, is  
 9-43 amended to read as follows:

- 9-44 (c) Proceeds from the sale of surplus and salvage property  
 9-45 of the Texas Department of Transportation relating to the  
 9-46 department's duties under Chapter 2205 [~~State Aircraft Pooling~~  
 9-47 ~~Board~~] shall be deposited to the credit of the department [~~board~~].

9-48 SECTION 33. The heading to Subchapter A, Chapter 2205,  
 9-49 Government Code, is amended to read as follows:

9-50 SUBCHAPTER A. [~~STATE AIRCRAFT POOLING BOARD,~~] GENERAL PROVISIONS

9-51 SECTION 34. Section 2205.002(1), Government Code, is  
 9-52 amended to read as follows:

- 9-53 (1) "Department [~~Board~~]" means the Texas Department of  
 9-54 Transportation [~~State Aircraft Pooling Board~~].

9-55 SECTION 35. Section 2205.012, Government Code, is amended  
 9-56 to read as follows:

9-57 Sec. 2205.012. STAFF. [~~(a)~~] The department [~~board~~] may  
 9-58 employ and compensate staff as provided by legislative  
 9-59 appropriation or may use staff provided by the comptroller or the  
 9-60 state auditor's office.

9-61 [~~(b) The board shall develop and implement policies that~~  
 9-62 ~~clearly define the respective responsibilities of the board and the~~  
 9-63 ~~staff the board uses.~~]

9-64 SECTION 36. Section 2205.032, Government Code, is amended  
 9-65 to read as follows:

9-66 Sec. 2205.032. CUSTODY, CONTROL, OPERATION, AND  
 9-67 MAINTENANCE. (a) The department [~~board~~] shall operate a pool for  
 9-68 the custody, control, operation, and maintenance of all aircraft  
 9-69 owned or leased by the state.

10-1 (b) The department [board] may purchase aircraft with funds  
 10-2 appropriated for that purpose.

10-3 (c) As part of the strategic plan that the department  
 10-4 [board] develops and submits under Chapter 2056, the department  
 10-5 [board] shall develop a long-range plan for its pool of aircraft.  
 10-6 The department [board] shall include ~~[appropriate portions of]~~ the  
 10-7 long-range plan in the department's ~~[its]~~ legislative  
 10-8 appropriations request if the department identifies the need for  
 10-9 additional appropriations and the additional appropriations are  
 10-10 related to the department's duties under this chapter. The  
 10-11 long-range plan must include:

10-12 (1) estimates of future aircraft replacement needs and  
 10-13 other fleet management needs, including:

10-14 (A) any projected need to increase or decrease  
 10-15 the number of aircraft in the pool;

10-16 (B) estimates of the remaining useful life for  
 10-17 each aircraft in the pool; and

10-18 (C) a proposed schedule for replacing aircraft in  
 10-19 the pool;

10-20 (2) a range of alternatives and scenarios for the  
 10-21 number and types of aircraft in the pool;

10-22 (3) an analysis of current usage of aircraft in the  
 10-23 pool, including customer base and documented rationale for use;

10-24 (4) the status of maintenance time and costs and  
 10-25 projected future trends regarding maintenance time and costs;

10-26 (5) any documented high-risk mechanical issues with  
 10-27 aircraft in the pool;

10-28 (6) an analysis of the costs and benefits of different  
 10-29 methods for meeting air transportation currently provided by the  
 10-30 department under Section 2205.036, including:

10-31 (A) the potential use of statewide contracts for  
 10-32 private charter aircraft services;

10-33 (B) increased reliance on commercial carriers  
 10-34 for routine travel;

10-35 (C) decreasing the number of aircraft in the pool  
 10-36 and increasing the use of contracted flight services; and

10-37 (D) any other method the department considers  
 10-38 feasible; and

10-39 (7) an analysis of the impact of including capital  
 10-40 recovery costs in the rates the department charges under Section  
 10-41 2205.040 that, at a minimum, includes the impact of those included  
 10-42 costs on customer utilization and the department's schedule for  
 10-43 replacing aircraft in the pool.

10-44 (d) In developing the long-range plan, the department  
 10-45 [board] shall consider at a minimum for each aircraft in the pool:

10-46 (1) how much the aircraft is used and the purposes for  
 10-47 which the aircraft [it] is used;

10-48 (2) the cost of operating the aircraft and the revenue  
 10-49 generated by the aircraft; and

10-50 (3) the demand for the aircraft or for that type of  
 10-51 aircraft.

10-52 (e) The department shall update the long-range plan  
 10-53 annually and make the plan available on the department's Internet  
 10-54 website.

10-55 SECTION 37. Section 2205.034, Government Code, is amended  
 10-56 to read as follows:

10-57 Sec. 2205.034. FACILITIES. (a) The department [board] may  
 10-58 acquire appropriate facilities for the accommodation of all  
 10-59 aircraft owned or leased by the state. The facilities may be  
 10-60 purchased or leased as determined by the department [board] to be  
 10-61 most economical for the state and as provided by legislative  
 10-62 appropriations. The facilities may include adequate hangar space,  
 10-63 an indoor passenger waiting area, a flight-planning area,  
 10-64 communications facilities, and other related and necessary  
 10-65 facilities.

10-66 (b) A state agency that operates an aircraft may not use a  
 10-67 facility in Austin other than a facility operated by the department  
 10-68 [board] for the storage, parking, fueling, or maintenance of the  
 10-69 aircraft, whether or not the aircraft is based in Austin. In a

11-1 situation the department [board] determines to be an emergency, the  
 11-2 department [board] may authorize a state agency to use a facility in  
 11-3 Austin other than a department [board] facility for the storage,  
 11-4 parking, fueling, or maintenance of an aircraft.

11-5 SECTION 38. Section 2205.035, Government Code, is amended  
 11-6 to read as follows:

11-7 Sec. 2205.035. AIRCRAFT LEASES. (a) The department  
 11-8 [board] by interagency contract may lease state-owned aircraft to a  
 11-9 state agency.

11-10 (b) A state agency that is the prior owner or lessee of an  
 11-11 aircraft has the first option to lease that aircraft from the  
 11-12 department [board].

11-13 (c) The lease may provide for operation or maintenance by  
 11-14 the department [board] or the state agency.

11-15 (d) A state agency may not expend appropriated funds for the  
 11-16 lease of an aircraft unless the department [board] executes the  
 11-17 lease or approves the lease [~~by board order~~].

11-18 (e) A state agency may not use money appropriated by the  
 11-19 legislature to rent or lease aircraft except from the department  
 11-20 [board] or as provided by Subsection (f). For purposes of this  
 11-21 subsection and Subsection (f), payments of mileage reimbursements  
 11-22 provided for by the General Appropriations Act are not rentals or  
 11-23 leases of aircraft.

11-24 (f) If the department [board] determines that no  
 11-25 state-owned aircraft is available to meet a transportation need  
 11-26 that has arisen or that a rental or lease of aircraft would reduce  
 11-27 the state's transportation costs, the department [board] shall  
 11-28 authorize a state agency to expend funds for the rental or lease of  
 11-29 aircraft, which may include a helicopter.

11-30 SECTION 39. Section 2205.036, Government Code, is amended  
 11-31 to read as follows:

11-32 Sec. 2205.036. PASSENGER TRANSPORTATION. (a) The  
 11-33 department [board] shall provide aircraft transportation, to the  
 11-34 extent that its aircraft are available, to:

11-35 (1) state officers and employees who are traveling on  
 11-36 official business according to the coordinated passenger  
 11-37 scheduling system and the priority scheduling system developed as  
 11-38 part of the aircraft operations manual under Section 2205.038;

11-39 (2) persons in the care or custody of state officers or  
 11-40 employees described by Subdivision (1); and

11-41 (3) persons whose transportation furthers official  
 11-42 state business.

11-43 (b) The department [board] may not provide aircraft  
 11-44 transportation to a passenger if the passenger is to be transported  
 11-45 to or from a place where the passenger:

11-46 (1) will make or has made a speech not related to  
 11-47 official state business;

11-48 (2) will attend or has attended an event sponsored by a  
 11-49 political party;

11-50 (3) will perform a service or has performed a service  
 11-51 for which the passenger is to receive an honorarium, unless the  
 11-52 passenger reimburses the department [board] for the cost of  
 11-53 transportation;

11-54 (4) will attend or has attended an event at which money  
 11-55 is raised for private or political purposes; or

11-56 (5) will attend or has attended an event at which an  
 11-57 audience was charged an admission fee to see or hear the passenger.

11-58 (c) The department [board] may not provide aircraft  
 11-59 transportation to a destination unless:

11-60 (1) the destination is not served by a commercial  
 11-61 carrier;

11-62 (2) the aircraft transportation is the most  
 11-63 cost-effective travel arrangement in accordance with Section  
 11-64 660.007(a) [time required to use a commercial carrier interferes  
 11-65 with passenger obligations]; [or]

11-66 (3) the number of passengers traveling makes the use  
 11-67 of a state aircraft cost-effective; or

11-68 (4) emergency circumstances necessitate the use of a  
 11-69 state aircraft.

12-1 (d) Before the executive director of the department or the  
 12-2 director's designee may authorize a person to use a state-operated  
 12-3 aircraft, the person must sign an affidavit stating that the person  
 12-4 is traveling on official state business. On filing of the  
 12-5 affidavit, the person may be authorized to use state-operated  
 12-6 aircraft for official state business for a period of one year. A  
 12-7 member of the legislature is not required to receive any other  
 12-8 additional authorization to use a state-operated aircraft.

12-9 (e) Before the executive director of the department or the  
 12-10 director's designee may authorize an employee of a state agency to  
 12-11 use a state-operated aircraft, the administrative head of the state  
 12-12 agency must certify that the employee's transportation complies  
 12-13 with the requirements of this section.

12-14 SECTION 40. Section 2205.038, Government Code, is amended  
 12-15 to read as follows:

12-16 Sec. 2205.038. AIRCRAFT OPERATIONS MANUAL. (a) The  
 12-17 department [~~board~~] shall:

12-18 (1) prepare a manual that establishes minimum  
 12-19 standards for the operation of aircraft by state agencies; and

12-20 (2) adopt procedures for the distribution of the  
 12-21 manual to state agencies.

12-22 (b) The manual must include provisions for:

12-23 (1) pilot certification standards, including medical  
 12-24 requirements for pilots;

12-25 (2) recurring training programs for pilots;

12-26 (3) general operating and flight rules;

12-27 (4) coordinated passenger scheduling; and

12-28 (5) other issues the department [~~board~~] determines are  
 12-29 necessary to ensure the efficient and safe operation of aircraft by  
 12-30 a state agency.

12-31 (c) The department [~~board~~] shall confer with and solicit the  
 12-32 written advice of state agencies the department [~~board~~] determines  
 12-33 are principal users of aircraft operated by the department [~~board~~]  
 12-34 and, to the extent practicable, incorporate that advice in the  
 12-35 development of the manual and subsequent changes to the manual.

12-36 (d) The department [~~board~~] shall give an officer normally  
 12-37 elected by statewide election priority in the scheduling of  
 12-38 aircraft. The department [~~board~~] by rule may require a 12-hour  
 12-39 notice by the officer to obtain the priority in scheduling.

12-40 SECTION 41. Section 2205.039, Government Code, is amended  
 12-41 to read as follows:

12-42 Sec. 2205.039. TRAVEL LOG. (a) The Legislative Budget  
 12-43 Board, in cooperation with the department [~~board~~], shall prescribe:

12-44 (1) a travel log form for gathering information about  
 12-45 the use of state-operated aircraft;

12-46 (2) procedures to ensure that individuals who travel  
 12-47 as passengers on or operate state-operated aircraft provide in a  
 12-48 legible manner the information requested of them by the form; and

12-49 (3) procedures for each state agency that operates an  
 12-50 aircraft for sending the form to the department [~~board~~] and the  
 12-51 Legislative Budget Board.

12-52 (b) The travel log form must request the following  
 12-53 information about a state-operated aircraft each time the aircraft  
 12-54 is flown:

12-55 (1) a mission statement, which may appear as a  
 12-56 selection to be identified from general categories appearing on the  
 12-57 form;

12-58 (2) the name, state agency represented, destination,  
 12-59 and signature of each person who is a passenger or crew member of  
 12-60 the aircraft;

12-61 (3) the date of each flight;

12-62 (4) a detailed and specific description of the  
 12-63 official business purpose of each flight; and

12-64 (5) other information determined by the Legislative  
 12-65 Budget Board and the department [~~board~~] to be necessary to monitor  
 12-66 the proper use of the aircraft.

12-67 (c) A state agency other than the department [~~Texas~~  
 12-68 ~~Department of Transportation~~] shall send the agency's travel logs  
 12-69 to the department on an annual basis. An agency is not required to

13-1 file a travel log with the department if the agency did not operate  
13-2 an aircraft during the period covered by the travel log.

13-3 SECTION 42. Section 2205.040, Government Code, is amended  
13-4 to read as follows:

13-5 Sec. 2205.040. RATES AND BILLING PROCEDURES; ACCOUNT FOR  
13-6 CAPITAL REPLACEMENT COSTS. (a) Subject to Subsection (b), the  
13-7 department [The board] shall adopt rates for interagency aircraft  
13-8 services that are sufficient to recover, in the aggregate and to the  
13-9 extent possible, all direct costs for the services provided,  
13-10 including a state agency's pro rata share of major maintenance,  
13-11 overhauls of equipment and facilities, and pilots' salaries.

13-12 (b) If the department's most recent long-term plan contains  
13-13 an analysis under Section 2205.032(c)(7) that finds that including  
13-14 capital recovery costs in the rates the department charges under  
13-15 this section is a practicable fleet replacement strategy, the  
13-16 department may adopt rates for interagency aircraft services  
13-17 provided by the department that are sufficient to recover, in the  
13-18 aggregate and to the extent possible:

13-19 (1) all direct costs for services provided, as  
13-20 provided by Subsection (a); and

13-21 (2) the capital costs of replacing aircraft in the  
13-22 pool.

13-23 (c) The Legislative Budget Board, in cooperation with the  
13-24 department [board] and the state auditor, shall prescribe a billing  
13-25 procedure for passenger travel on state-operated aircraft.

13-26 (d) If the department adopts rates under Subsection (b), the  
13-27 portion of the rates collected for the capital costs of replacing  
13-28 aircraft in the pool shall be deposited in a separate account in the  
13-29 state highway fund. Money in the account may be used only for the  
13-30 acquisition of aircraft for the pool operated by the department  
13-31 under Section 2205.032.

13-32 SECTION 43. Section 2205.041, Government Code, is amended  
13-33 to read as follows:

13-34 Sec. 2205.041. AIRCRAFT USE FORM. (a) The department  
13-35 [Texas Department of Transportation] shall prescribe:

13-36 (1) an annual aircraft use form for gathering  
13-37 information about the use of state-operated aircraft, including the  
13-38 extent to which and the methods by which the goal provided by  
13-39 Section 2205.031(b) is being met; and

13-40 (2) procedures for each state agency that operates an  
13-41 aircraft for sending the form to the department.

13-42 (b) The aircraft use form must request the following  
13-43 information about each aircraft a state agency operates:

13-44 (1) a description of the aircraft;

13-45 (2) the date purchased or leased and the purchase  
13-46 price or lease cost;

13-47 (3) the number of annual hours flown;

13-48 (4) the annual operating costs;

13-49 (5) the number of flights and the destinations;

13-50 (6) the travel logs prepared under Section 2205.039;

13-51 and

13-52 (7) any other information the department [Texas  
13-53 Department of Transportation] requires to document the proper or  
13-54 cost-efficient use of the aircraft.

13-55 SECTION 44. Section 2205.042, Government Code, is amended  
13-56 to read as follows:

13-57 Sec. 2205.042. PILOTS. An individual who is not a pilot  
13-58 employed by the department [board] may not operate a state-operated  
13-59 aircraft unless the department [board] grants the individual a  
13-60 specific exemption from that requirement.

13-61 SECTION 45. Section 2205.043(b), Government Code, is  
13-62 amended to read as follows:

13-63 (b) The department [board] shall adopt rules, consistent  
13-64 with federal regulations and Section 3101.001, governing the color,  
13-65 size, and location of marks of identification required by this  
13-66 section.

13-67 SECTION 46. Section 2205.044, Government Code, is amended  
13-68 to read as follows:

13-69 Sec. 2205.044. FUEL AND MAINTENANCE CONTRACTS. The

14-1 department [~~board~~] may contract with a state or federal  
 14-2 governmental agency or a political subdivision to provide aircraft  
 14-3 fuel or to provide aircraft maintenance services.

14-4 SECTION 47. Section 2205.045(a), Government Code, is  
 14-5 amended to read as follows:

14-6 (a) The department [~~board~~] may purchase insurance to  
 14-7 protect the department [~~board~~] from loss caused by damage, loss,  
 14-8 theft, or destruction of aircraft owned or leased by the state and  
 14-9 shall purchase liability insurance to protect the officers and  
 14-10 employees of each state agency from loss arising from the operation  
 14-11 of state-owned aircraft.

14-12 SECTION 48. Section 2205.046, Government Code, is amended  
 14-13 to read as follows:

14-14 Sec. 2205.046. AIRCRAFT FOR FLIGHT TRAINING PROGRAMS.

14-15 (a) The department [~~board~~] may transfer aircraft to a public  
 14-16 technical institute or other public postsecondary educational  
 14-17 institution for use in the institution's flight training program.  
 14-18 Except as provided by this section, the department [~~board~~] has no  
 14-19 responsibility for continued maintenance of aircraft transferred  
 14-20 under this section.

14-21 (b) As a condition to the transfer of the aircraft, the  
 14-22 institution must certify in writing to the department [~~board~~] that  
 14-23 the institution will accept full responsibility for maintenance of  
 14-24 the aircraft and that it will be properly maintained while in the  
 14-25 custody and control of the institution. The department [~~board~~] is  
 14-26 entitled to inspect the aircraft without notice for the purpose of  
 14-27 ensuring [~~insuring~~] that the aircraft is [~~are~~] properly maintained.

14-28 (c) The department [~~board~~] may immediately reassume custody  
 14-29 and control of a transferred aircraft on a finding by the department  
 14-30 [~~board~~] that:

14-31 (1) the aircraft is not being properly maintained;

14-32 (2) the aircraft is being used for a purpose other than  
 14-33 flight training; or

14-34 (3) the institution has discontinued its flight  
 14-35 training program.

14-36 SECTION 49. Section 2205.047, Government Code, is amended  
 14-37 to read as follows:

14-38 Sec. 2205.047. INFORMATION POSTED ON THE INTERNET. The  
 14-39 department [~~board~~] shall post information related to travel and  
 14-40 other services provided by the department [~~board~~] on an Internet  
 14-41 website [~~site~~] maintained by or for the department [~~board~~]. The  
 14-42 site must be generally accessible to state agencies, persons who  
 14-43 use the department's [~~board's~~] services, and, to the extent  
 14-44 appropriate, the general public.

14-45 SECTION 50. The following provisions are repealed:

14-46 (1) Sections 2205.003, 2205.004, 2205.005, 2205.006,  
 14-47 2205.007, 2205.008, 2205.009, 2205.010, 2205.011, 2205.013,  
 14-48 2205.014, 2205.015, and 2205.017, Government Code; and

14-49 (2) Sections 201.404(b-2), 550.061, and 601.004,  
 14-50 Transportation Code.

14-51 SECTION 51. (a) Except as provided by Subsection (b) of  
 14-52 this section, Section 201.059, Transportation Code, as amended by  
 14-53 this Act, applies to a member of the Texas Transportation  
 14-54 Commission appointed before, on, or after the effective date of  
 14-55 this Act.

14-56 (b) A member of the Texas Transportation Commission who,  
 14-57 before the effective date of this Act, completed the training  
 14-58 program required by Section 201.059, Transportation Code, as that  
 14-59 law existed before the effective date of this Act, is only required  
 14-60 to complete additional training on the subjects added by this Act to  
 14-61 the training program as required by Section 201.059, Transportation  
 14-62 Code, as amended by this Act. A member of the commission described  
 14-63 by this subsection may not vote, deliberate, or be counted as a  
 14-64 member in attendance at a meeting of the commission held on or after  
 14-65 December 1, 2017, until the member completes the additional  
 14-66 training.

14-67 SECTION 52. (a) Not later than March 1, 2018, the Texas  
 14-68 Department of Transportation shall:

14-69 (1) complete a review and update of the long-term

15-1 transportation goals contained in the statewide transportation  
15-2 plan under Section 201.601, Transportation Code, and make any  
15-3 changes to the statewide transportation plan that are necessary to  
15-4 implement the change in law made by this Act to Section 201.601,  
15-5 Transportation Code, including adopting specific and clearly  
15-6 defined transportation system strategies, long-term transportation  
15-7 goals for the state and measurable targets for each goal, and other  
15-8 related performance measures, to ensure that the department uses a  
15-9 single set of transportation goals in all of the department's  
15-10 transportation plans and policy efforts;

15-11 (2) make any changes to each of the department's  
15-12 transportation plans and policy efforts that are necessary to  
15-13 implement the change in law made by this Act to Section 201.6015,  
15-14 Transportation Code;

15-15 (3) develop the plan required by Section  
15-16 201.807(g)(3), Transportation Code, as added by this Act; and

15-17 (4) develop and publish on the department's Internet  
15-18 website the dashboard required by Section 201.8075, Transportation  
15-19 Code, as added by this Act.

15-20 (b) Not later than September 1, 2018, the Texas Department  
15-21 of Transportation shall adopt the first long-range plan containing  
15-22 the information required by Section 2205.032(c), Government Code,  
15-23 as amended by this Act.

15-24 (c) Not later than September 1, 2018, the Texas  
15-25 Transportation Commission shall:

15-26 (1) adopt the rules required by Sections 201.807(h),  
15-27 201.991(b-1), 201.998(f), and 201.9992, Transportation Code, as  
15-28 added by this Act, and Section 223.012, Transportation Code, as  
15-29 amended by this Act; and

15-30 (2) adopt or modify any rules necessary to implement  
15-31 the changes in law made by this Act to Sections 201.807, 201.991,  
15-32 and 201.998, Transportation Code.

15-33 SECTION 53. This Act takes effect September 1, 2017.

15-34

\* \* \* \* \*