

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**May 8, 2017**

**TO:** Honorable Geanie W. Morrison, Chair, House Committee on Transportation

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB2862** by King, Ken (Relating to the operation of vehicles transporting fluid milk; authorizing a fee.), **Committee Report 1st House, Substituted**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Transportation Code to authorize the Texas Department of Motor Vehicles (TxDMV) to issue a permit that authorizes the operation of a vehicle combination used to transport fluid milk at a gross weight up to 90,000 pounds and within certain specified axle weight limitations. The bill would establish an annual permit fee of \$1,200. An applicant for a permit would be required to designate the counties in which the applicant intends to operate. From the permit fees collected, 75 percent would be deposited to the State Highway Fund (SHF), ten percent would be deposited to the TxDMV Fund, and 15 percent would be divided equally among and distributed to the counties designated in the permit application. The bill would require the Comptroller to send amounts due to the counties at least once each fiscal year for deposit to the credit of the county road and bridge fund. The bill would require the Department of Public Safety (DPS) to adopt rules requiring additional safety and driver training for permits issued under the provisions of the bill.

The bill would take effect on January 1, 2018.

TxDMV estimates approximately 20 permits would be issued each fiscal year, which would result in an insignificant revenue gain to the SHF and the TxDMV Fund. Based on LBB's analysis of the information provided by TxDMV, it is assumed any costs or duties associated with issuing the new permit could be absorbed within the agency's existing resources.

Based on the information provided by DPS, it is assumed any costs and duties associated with implementing the provisions of the bill could be absorbed within the agency's existing resources.

The Texas Department of Transportation (TxDOT) indicates that the department may incur costs to evaluate bridges and install bridge load posting signs. Based on LBB's analysis of the information provided by TxDOT, it is assumed any costs or duties could be absorbed within the department's current resources.

This legislation would do one or more of the following: create or recreate a dedicated account in the General Revenue Fund, create or recreate a special or trust fund either with or outside of the Treasury, or create a dedicated revenue source. The fund, account, or revenue dedication included in this bill would be subject to funds consolidation review by the current Legislature.

## **Local Government Impact**

Based on the analysis of TxDMV, it is assumed the bill would result in an insignificant revenue gain to the counties.

**Source Agencies:** 601 Department of Transportation, 608 Department of Motor Vehicles, 304 Comptroller of Public Accounts, 405 Department of Public Safety

**LBB Staff:** UP, AG, EH, TG, JAW, JGA