

By: Clardy

H.B. No. 4304

A BILL TO BE ENTITLED

1 AN ACT
2 relating to appropriations to and revenue of the Automobile
3 Burglary and Theft Prevention Authority.

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

5 SECTION 1. The heading to Section 8, Article 4413(37),
6 Revised Statutes, is amended to read as follows:

7 Sec. 8. DEPOSIT AND USE OF APPROPRIATED FUNDS.

8 SECTION 2. Section 8, Article 4413(37), Revised Statutes,
9 is amended by adding Subsection (d) to read as follows:

10 (d) On September 1 of each fiscal year, the comptroller
11 shall deposit to the credit of the subaccount described by Section
12 8A of this article:

13 (1) an amount equal to the total amount appropriated
14 for that fiscal year to the department for the purposes of this
15 article; and

16 (2) an additional amount equal to the estimated cost
17 for that fiscal year of employee benefits of employees whose
18 salaries or wages are paid from an appropriation for the purposes of
19 this article.

20 SECTION 3. Article 4413(37), Revised Statutes, is amended
21 by adding Section 8A to read as follows:

22 Sec. 8A. DEPOSIT AND APPROPRIATION OF REVENUE. All gifts,
23 grants, and other revenue collected or received by the authority,
24 including the fee described by Section 10(e) of this article, shall

1 be deposited to the credit of a subaccount in the Texas Department
2 of Motor Vehicles fund and may be appropriated only to the
3 department for purposes of the authority under this article.

4 SECTION 4. Section 10(e), Article 4413(37), Revised
5 Statutes, is amended to read as follows:

6 (e) The [~~Fifty percent of each~~] fee collected under
7 Subsection (b) of this section shall be deposited to the credit of
8 the subaccount described by Section 8A of this article and may be
9 appropriated only to the department [~~authority~~] for [~~the~~] purposes
10 of the authority under this article.

11 SECTION 5. Section 1001.151(b), Transportation Code, is
12 amended to read as follows:

13 (b) Unless [~~Except as provided by Subsection (c), and~~
14 ~~unless~~] otherwise dedicated by the Texas Constitution, the fund
15 consists of:

16 (1) money appropriated by the legislature to the
17 department;

18 (2) money allocated to pay fund accounting costs and
19 related liabilities of the fund;

20 (3) gifts, grants, and donations received by the
21 department;

22 (4) money required by law to be deposited to the fund;

23 (5) interest earned on money in the fund; and

24 (6) other revenue received by the department.

25 SECTION 6. Section 1001.152, Transportation Code, is
26 amended to read as follows:

27 Sec. 1001.152. USE OF MONEY IN FUND. Money that is required

1 to be deposited in the state treasury to the credit of the Texas
2 Department of Motor Vehicles fund may be used by the department
3 only:

4 (1) to support the department's operations and the
5 administration and enforcement of the department's functions; [~~or~~]

6 (2) to pay the accounting costs and related
7 liabilities for the fund, including fringe benefits, workers'
8 compensation, and unemployment compensation; or

9 (3) for purposes of the Automobile Burglary and Theft
10 Prevention Authority under Article 4413(37), Revised Statutes.

11 SECTION 7. Section 1001.151(c), Transportation Code, is
12 repealed.

13 SECTION 8. This Act takes effect September 1, 2019.