

1-1 By: Schwertner, Nichols, Powell S.B. No. 1728
 1-2 (In the Senate - Filed March 11, 2021; March 26, 2021, read
 1-3 first time and referred to Committee on Transportation;
 1-4 April 19, 2021, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 9, Nays 0; April 19, 2021,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
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	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1728 By: Seliger

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to the equalization for road use consumption for
 1-22 alternatively fueled vehicles imposed at the time of registration
 1-23 or registration renewal; authorizing a fee.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Section 502.198(a), Transportation Code, is
 1-26 amended to read as follows:

1-27 (a) Except as provided by Sections 502.058, 502.060,
 1-28 502.1911, 502.192, 502.356, [and] 502.357, and 502.360 and
 1-29 Subchapter H, this section applies to all fees collected by a county
 1-30 assessor-collector under this chapter.

1-31 SECTION 2. Subchapter G, Chapter 502, Transportation Code,
 1-32 is amended by adding Section 502.360 to read as follows:

1-33 Sec. 502.360. EQUALIZATION FOR ROAD USE CONSUMPTION FOR
 1-34 ALTERNATIVELY FUELED VEHICLES. (a) In this section:

1-35 (1) "Alternatively fueled vehicle" means a motor
 1-36 vehicle that is capable of being powered by a source other than
 1-37 gasoline or diesel fuel.

1-38 (2) "Conventionally fueled vehicle" means a motor
 1-39 vehicle that is capable of being powered only by gasoline or diesel
 1-40 fuel.

1-41 (3) "Hybrid electric vehicle" means a motor vehicle,
 1-42 including a plug-in hybrid electric motor vehicle, that is capable
 1-43 of being powered by both electricity and gasoline, diesel, or
 1-44 another type of fuel.

1-45 (4) "Natural gas vehicle" means a motor vehicle that
 1-46 is capable of being powered only by compressed natural gas or
 1-47 liquefied natural gas as fuel.

1-48 (b) In addition to other fees authorized under this chapter,
 1-49 at the time of application for registration or renewal of
 1-50 registration of an alternatively fueled vehicle, other than a
 1-51 vehicle subject to a fee under Subsection (c) or (d), the applicant
 1-52 shall pay an additional fee according to the gross weight of the
 1-53 vehicle, as follows:

Weight Classification in pounds	Fee Schedule
0-6,000	\$200
6,001-10,000	\$250

1-57 (c) In addition to other fees authorized under this chapter,
 1-58 at the time of application for registration or renewal of
 1-59 registration of a hybrid electric vehicle, the applicant shall pay
 1-60 an additional fee according to the gross weight of the vehicle, as

2-1 follows:

2-2 <u>Weight Classification in pounds</u>	<u>Fee Schedule</u>
2-3 <u>0-6,000</u>	<u>\$40</u>
2-4 <u>6,001-10,000</u>	<u>\$50</u>

2-5 (d) In addition to other fees authorized under this chapter,
 2-6 at the time of application for registration or renewal of
 2-7 registration of a natural gas vehicle, the applicant shall pay an
 2-8 additional fee in an amount equal to the difference between the
 2-9 amounts calculated under Subsections (e)(1) and (2) for that class
 2-10 of vehicle.

2-11 (e) The department shall, for each class of natural gas
 2-12 vehicle, calculate:

2-13 (1) the average annual amount of taxes imposed under
 2-14 Chapter 162, Tax Code, that a conventionally fueled vehicle of that
 2-15 class would pay; and

2-16 (2) the average annual amount of taxes imposed under
 2-17 that chapter that a natural gas vehicle of that class would pay.

2-18 (f) The department shall review and update the fee
 2-19 calculated under Subsection (e) at least once every five years.

2-20 (g) Fees collected under this section shall be deposited to
 2-21 the credit of the state highway fund.

2-22 (h) The board shall adopt rules necessary to administer this
 2-23 section.

2-24 SECTION 3. This Act takes effect September 1, 2021.

2-25 * * * * *