

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 88TH LEGISLATIVE REGULAR SESSION

April 14, 2023

TO: Honorable Terry Canales, Chair, House Committee on Transportation

FROM: Jerry McGinty, Director, Legislative Budget Board

IN RE: HB1460 by Guillen (relating to axle weight limitations for certain vehicles transporting aggregates.),
Committee Report 1st House, Substituted

Estimated Two-year Net Impact to General Revenue Related Funds for HB1460, Committee Report 1st House, Substituted : an impact of \$0 through the biennium ending August 31, 2025.

The bill would make no appropriation but could provide the legal basis for an appropriation of funds to implement the provisions of the bill.

General Revenue-Related Funds, Five- Year Impact:

<i>Fiscal Year</i>	Probable Net Positive/(Negative) Impact to <i>General Revenue Related Funds</i>
2024	\$0
2025	\$0
2026	\$0
2027	\$0
2028	\$0

All Funds, Five-Year Impact:

<i>Fiscal Year</i>	Probable Revenue Gain/(Loss) from <i>State Highway Fund 6</i>	Probable Revenue Gain/(Loss) from <i>Tx Dept of Motor Vehicles Fnd 10</i>
2024	(\$1,927,000)	(\$1,252,000)
2025	(\$1,956,000)	(\$1,270,000)
2026	(\$1,986,000)	(\$1,289,000)
2027	(\$2,015,000)	(\$1,309,000)
2028	(\$2,046,000)	(\$1,328,000)

Fiscal Analysis

The bill would amend Section 621.101 of the Transportation Code to allow certain vehicles transporting aggregates, as defined in statute, to operate at an axle weight 15 percent greater than the limit set by current law, provided that the gross weight is not heavier than 80,000 pounds.

The bill would take effect immediately upon receiving a vote of two thirds of all members elected to each house or otherwise on September 1, 2023.

Methodology

Based on the information provided by the Texas Department of Motor Vehicles (TxDMV), the bill would authorize eligible vehicles to operate at an axle weight 15 percent greater than the limit under current law without an overweight vehicle permit and would result in 23,054 fewer Over Axle/Over Gross Weight Tolerance Permits being issued beginning in fiscal year 2024. Based on the analysis provided by TxDMV and the Comptroller's office, the applicable fees for each overweight permit are as follows: (1) a \$90 base fee, of which \$50 is allocated to the counties and \$40 is deposited to the Texas Department of Motor Vehicles Fund (TxDMV Fund); (2) a \$5 administrative fee is deposited to the TxDMV Fund 0010; and (3) a variable \$175-\$1,000 fee (the amount of which is based on the number of counties in which the permitted vehicle will operate), of which \$125-\$1,000 is allocated to the counties, \$0-\$112.50 is deposited to the State Highway Fund, and \$0-\$12.50 is deposited to the TxDMV Fund.

Based on the analysis provided by TxDMV, the number of permits issued is estimated to grow by 1.5 percent each year under current law. Based on this analysis, it is assumed implementation of the bill would result in the revenue losses shown in the table above beginning in fiscal year 2024.

Local Government Impact

Based on the analysis provided by TxDMV and the Comptroller's office, it is assumed implementation of the bill would result in a loss of approximately \$37.7 million to affected counties for the five-year period from fiscal year 2024 to 2028.

Source Agencies: 304 Comptroller of Public Accounts, 608 Department of Motor Vehicles

LBB Staff: JMc, AAL, TG, GDZ