By: Spencer H.B. No. 1070

A BILL TO BE ENTITLED

AN ACT

relating to the allocation and distribution of the state motor fuels tax.

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

SECTION 1. Subchapter (f), Section 162.503, Tax Code, is amended to read as follows: ALLOCATION OF GASOLINE TAX.

(a) On or before the fifth workday after the end of each month, the comptroller, after making all deductions for refund purposes and for the amounts allocated under Sections 162.502 and 162.5025, shall allocate the net remainder of the taxes collected under Subchapter B as follows:

(1) one-fourth of the tax shall be deposited to the credit of the available school fund;

(2) one-half of the tax shall be deposited to the credit of the state highway fund for the construction and maintenance of the state road system under existing law; and

(3) ~~from the remaining one-fourth of the tax the comptroller shall:~~

~~(A) deposit to the credit of the county and road district highway fund all the remaining tax receipts until a total of $7,300,000 has been credited to the fund each fiscal year; and~~

~~(B) after the amount required to be deposited to the county and road district highway fund has been deposited, deposit to the credit of the state highway fund~~

one-twentieth of the tax shall be deposited to the credit of the county and road district highway fund; and

(4) the ~~remainder of the one-fourth~~ remaining one-fifth of the tax, the amount to be provided on the basis of allocations made each month of the fiscal year, which sum shall be used by the Texas Department of Transportation for the construction, improvement, and maintenance of farm-to-market roads.

SECTION 2. Section 162.504, Tax Code, is amended to read as follows: ALLOCATION OF DIESEL FUEL TAX

(1) one-fourth of the taxes shall be deposited to the credit of the available school fund; and

(2) ~~three-fourths~~ one-half of the tax shall be deposited to the credit of the state highway fund~~.~~ for the construction and maintenance of the state road system under existing law; and

(3) one-twentieth of the taxes shall be deposited to the credit of the county and road district highway fund; and

(4) the remaining one-fifth of the tax, the amount to be provided on the basis of allocations made each month of the fiscal year, which sum shall be used by the Texas Department of Transportation for the construction, improvement, and maintenance of farm-to-market roads.

SECTION 3. Section 162.506, Tax Code, is amended to read as follows: ALLOCATION OF COMPRESSED NATURAL GAS AND LIQUEFIED NATURAL GAS TAX.

(1) one-fourth of the taxes shall be deposited to the credit of the available school fund; and

(2) ~~three-fourth~~ one-half of the tax shall be deposited to

the credit of the state highway fund; for the construction and maintenance of the state road system under existing law; and

(3) one-twentieth of the taxes shall be deposited to the credit of the county and road district highway fund; and

(4) the remaining one-fifth of the tax, the amount to be provided on the basis of allocations made each month of the fiscal year, which sum shall be used by the Texas Department of Transportation for the construction, improvement, and maintenance of farm-to-market roads.

SECTION 4. Chapter 162, Tax Code, as amended by this Act, does not affect tax liability accruing before the effective date of this Act. That liability continues in effect as if this act had not been enacted, and the former law is continued in effect for the collection of taxes due and for civil and criminal enforcement of the liability for those taxes.

SECTION 5. This Act takes effect September 1, 2027.