



Texas Department *of* Motor Vehicles



83rd Legislative Session

Final Report

Government and Strategic Communications

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Executive Summary

This report is intended to provide the Texas Department of Motor Vehicles (TxDMV) an overview of the 83rd Regular Legislative Session. The report provides a summary and a plan to follow over the next several months, identifying the type of actions required to implement the provisions of the bills that passed and became law, and will impact TxDMV. The types of actions include administrative rules, policy actions and guidelines.

The 83rd Legislative Session began on January 8, 2013. The Government and Strategic Communications Division utilized the talents and expertise of individuals within each TxDMV division directly affected by the legislation to analyze the bills that were moving through the legislative process. Of the 6,182 bills and joint resolutions filed during the regular and special sessions, TxDMV tracked 654 pieces of legislation. After completing a final bill review, it was determined that 50 of the bills passed require action by the TxDMV to implement the legislative changes. 22 of the bills are provided for informational purposes only. A total of 72 bills are evaluated in the report.

Budget

SB 1 passed and was signed by Governor Rick Perry on June 14, 2013. The TxDMV's total adjusted appropriation is \$163.1 million for FY 2014 and \$135.6 million for FY 2015, with 763 full-time equivalent positions.

TxDmv was granted its request for a rider to carry forward the unexpended balance of the appropriations for automation projects from the FY 2014-2015 biennium. The agency estimates that the unexpended balance will be approximately \$15 million at the end of the biennium. The legislature also granted an additional \$23 million in capital authority for the project. The total capital funding for automation projects for the FY 2014-2015 biennium is approximately \$38 million.

SB 1 also contains a rider appropriating \$6.3 million per fiscal year of license plate fees for the purpose of making contract payments to My Plates for specialty license plates. The funding for the appropriation is derived from fees collected for specialty plates under the contract. These proceeds will be used to reimburse My Plates in accordance with its contract.

The budget contains riders to reduce the agency's budget for data center services by \$4.5 million and payroll contributions for group health insurance by approximately \$751,000.

Board Recommendations

The agency recommended four bills for consideration during the 83rd Regular Legislative Session to improve department operations. The first recommendation was to clean up the

statutes of the TxDMV that were transferred from TxDOT relating to Motor Carrier oversize/overweight laws, as well as to update the vehicle titles and registration statutes (HB 2741). Additionally, the agency recommended creating a TxDMV dedicated account in the state treasury and the authority set a processing and handling fee for registration transactions (HB 2202). Both HB 2202 and HB 2741 were signed by Governor Perry on Friday, June 14, 2013.

The legislature also authorized the transfer of administrative hearings for lemon law and warranty performance cases from the State Office of Administrative Hearings to the TxDMV. HB 1692 requires mediation on franchise termination and protest cases involving licensed franchise dealers and manufacturers, and lemon law and warranty performance cases, and created a position for a new chief hearings examiner to oversee the administrative hearings process.

The fourth recommended bill attempted to clean up the salvage chapters of the statutes. These changes were included in HB 2281; however, the bill failed to pass the House.

Summary of Legislative Changes

This section of the report contains a snapshot of the legislative changes contained in all of the bills passed by the legislature that have an impact on the operations and activities of the TxDMV. The analysis of the changes is grouped by topic. To reference changes by bill number, please see Appendix B.

General Clean Up

Various changes were made to the Occupations Code to update definitions or the use of the terms “board” and “department” to align the statute with the duties and functions of the board and department. Changes were also made to renumber the statutes as necessary from changes made during previous legislative sessions. Corrections were made to the statutes to replace references to the Texas Transportation Commission or the Texas Department of Transportation for functions transferred to the TxDMV.

Changes were made to the TxDMV enabling statutes to expand the provision limiting the agency’s liability.¹

Motor Carriers

Various changes were made to the Transportation Code pertaining to the motor carrier industry, and there were four new permit types created.

¹ HB 2741, 83rd Regular Session

The Transportation Code was amended to remove the term “wire service agent” because the term is no longer being used for government or private business transactions.² Additional legislation was passed that requires TxDMV to issue a license plate for a token trailer that does not expire, as well as removes the requirement to carry a registration receipt in the vehicle.³

The Transportation Code definition of “commercial motor vehicle” was amended to mean a motor vehicle, other than a motorcycle, designed or used primarily to transport property. The term includes a passenger car reconstructed and used primarily for delivery purposes. The term does not include a passenger car used to deliver the United States mail. The definition “permit” was added, meaning a document in lieu of registration that authorizes the operation of a vehicle on a public highway, and the definition of “shipping weight” was added to mean empty weight. In addition, the legislation amended the Transportation Code by adding 150 pounds per person for the gross weight on a bus in the definition of “net carrying capacity.”⁴

Further, the governor is now authorized to suspend certain statutory requirements for motor carriers that are providing emergency assistance, when the president of the United States or the governor of another state declares an emergency or makes a disaster declaration. The governor is authorized to suspend requirements such as a registration under the International Registration Plan, a temporary registration permit requirement, a provision of Texas law regarding oversize or overweight vehicles, and motor carrier registration..⁵

The new permits authorized this session include annual permits for ready-mixed concrete trucks and vehicles transporting timber; a permit to deliver relief supplies during a national emergency; and a permit issued by the Hidalgo County Regional Mobility Authority (RMA) for the transport of agricultural products.

The annual permit for ready-mixed concrete trucks applies to vehicles equipped with three axles, if the vehicle owner wishes to operate the vehicle in excess of the legal weights; tolerances provided for in Section 622.012(a); the permit fee is \$1,000.

The annual timber permit allows timber haulers to exceed legal gross weight by a tolerance of five percent with up to 44,000 pounds on a tandem axle group and requires them to select the timber counties in which they wish to haul their load. This will allow permitted vehicles to haul nearly 6,000 pounds more on a tandem axle than what is currently allowed with a Weight Tolerance Permit. The annual fee for the timber permit will be \$1,500. Fifty percent of the fee will be deposited to the State Highway Fund, and the remaining fifty percent will be divided equally among all counties selected on the permit.

² HB 2741, 83rd Regular Session

³ HB 511, 83rd Regular Session

⁴ HB 2741, 83rd Regular Session

⁵ HB 2741, 83rd Regular Session

The Hidalgo County RMA was also authorized to issue a new permit for oversize/overweight vehicles transporting agricultural products. The permit authorizes the movement of the vehicle on certain highways in Hidalgo County.⁶

Changes were made to the Transportation Code to prohibit a county or municipality from requiring a permit, bond, fee, or license for the movement of equipment on the *state highway system*, except as expressly authorized by another statute regarding vehicle size or weight. . In addition, certain permits become void at the time the owner or the owner’s representative fails to comply with a rule of the board or with a condition placed on the permit.⁷

Motor Vehicle Dealer and Manufacturer Licensing

Legislation was adopted which provides that termination of a dealer franchise requires compliance with current law regarding termination or discontinuance of franchise, and for additional payments to franchise dealers. Additional payments to franchise dealers applies when a manufacturer, distributor or representative terminates or discontinues a franchise by discontinuing a line-make; ceases to do business in Texas; or changes the distributor or method of distribution of its products.

The legislation further allows the board to deny, revoke or suspend a license or take disciplinary action after an *opportunity* for a hearing is provided. Previous law required a hearing, even if the respondent had not responded or asked for a hearing. The TxDMV can now issue an order if the respondent does not ask for a hearing after being served.

Should a person apply for a salvage vehicle dealer license, he or she will no longer be required to sign an application for the license.

The term “towable recreational vehicle” (TRV) is removed from Transportation Code §728.002 –also known as the Blue Law-, subsection (d). TRV is not a motor vehicle and should not have been included in this list of motor vehicles.

A provision in the Occupations Code requiring the application for a manufacturer’s license to include a document stating terms and conditions of each warranty agreement in effect at the time of the applications was repealed. Additionally, the requirement for board decisions to be attested to by the director or have a seal affixed to them was repealed. The requirement for independent mobility motor vehicle dealer, applicants for a wholesale motor vehicle auction general distinguishing number, and applicants for a dealer or manufacturer’s license plates to swear to the truth of the information contained in the application before an officer authorized to administer oaths was also repealed.

⁶ HB 474, 83rd Regular Session

⁷ HB 2741, 83rd Regular Session

The TxDMV board may now issue refunds and adopt rules to require an overpayment of a motor vehicle or salvage dealer license fee to be credited toward a future fee requirement if the overpayment is less than \$10.⁸

The legislature provides additional benefits to spouses of members of a branch of the U.S. armed forces by providing an expedited licensing procedure for occupational licenses. TxDMV, as well as other agencies that issue licenses, is required to expedite processing and issuance of a license to military spouses holding a current license issued by another jurisdiction with substantial equivalent license requirements. The change also requires licensing agencies to give credit to military service members for training and education toward license requirements.⁹

The sunset process was changed with respect to how the Sunset Advisory Commission assesses an agency that licenses an occupation or profession. The commission and its staff are required to consider whether the occupational licensing program serves a meaningful, defined public interest and whether it provides the least restrictive form of regulation that will adequately protect the public interest.¹⁰ Under current law, the TxDMV is not scheduled to undergo the sunset process until 2019.

Motor Vehicle Dealer Enforcement

As stated above, the legislature transferred the authority to hold administrative hearings relating to lemon law and warranty performance cases from the State Office of Administrative Hearings to the TxDMV. The changes also create a new definition for a “Hearings Examiner” who is employed by the TxDMV to preside over these hearings.

Changes were made to the Transportation Code to authorize a peace officer to have a vehicle towed, as long as a conspicuous notice is attached to it with information that the vehicle is being offered for sale by a person improperly engaged in business as an unlicensed dealer. TxDMV investigators are authorized to attach the notice to the vehicle.¹¹

Motor Vehicle Titling and Registration

There were various changes made to vehicle title processes and requirements. The Transportation Code was amended to require a legal name for titling. TxDMV is also required to include on each title an optional right of survivorship agreement to provide that the motor vehicle will be owned by the surviving owners when one or more of the owners die.¹² The

⁸ HB 2741, 83rd Regular Session

⁹ SB 162, 83rd Regular Session

¹⁰ HB 186, 83rd Regular Session

¹¹ HB 2690, 83rd Regular Session

¹² HB 2741, 83rd Regular Session

Transportation Code was clarified regarding the operation of a vehicle on the roadway once an applicant has applied for a title.¹³

A provision of the Transportation Code was amended to clarify that application may be made for a bonded title if there is no security interest on the vehicle; the lien is 10 or more years old or a release of lien is provided; and the vehicle is in the possession of the bondholder.

An owner of a trailer that has a gross vehicle weight of 4,000 pounds or less will now have the option to apply for title. Further, changes were made requiring the TxDMV to assign a vehicle identification number (VIN), to vehicles which include a trailer or semitrailer regardless of gross vehicle weight. The same provision will apply to a frame on which a VIN was not die-stamped by the manufacturer or if a VIN die-stamped by the manufacturer has been lost, removed, obliterated or was never assigned. The TxDMV is required to conduct a study for *requiring* each trailer, semitrailer, or travel trailer that is not manufactured housing to be titled. The bill requires TxDMV to use input from local government entities.¹⁴

The process for appealing a decision to deny title was amended to allow appeals to be made in district court in addition to a county court. Additionally, changes to the Transportation Code were clarified that a justice of the peace and municipal court judge may not order the department to change the type of title for a non-repairable vehicle titled after September 1, 2003 or a vehicle that has been issued a certificate of authority so that those vehicles may not be placed back into operation.¹⁵

The registration statutes were amended to reinstate the authority for a county tax assessor-collector to register a vehicle for a claimed owner who has lost or misplaced the registration receipt or transfer receipt for the vehicle, provided the claimed owner shows satisfactory evidence, by affidavit or otherwise, that he or she owns the vehicle.¹⁶ TxDMV, as well as a county tax-assessor collector, are now authorized to receive a person's photographic image from the driver's license database through the registration and titling system to assist in verifying identification and providing greater customer service.

TxDmv is required to include a space on the motor vehicle registration renewal notice, *when the form is updated*, to allow motorists to donate \$1 to the Glenda Dawson Donate Life-Texas Registry. TxDMV is also required to provide a similar area on the online registration renewal system for a person to donate a fee when renewing his or her registration.¹⁷

¹³ HB 271, 83rd Regular Session

¹⁴ HB 2394, 83rd Regular Session

¹⁵ HB 2741, 83rd Regular Session

¹⁶ *ibid*

¹⁷ SB 1815, 83rd Regular Session

Consolidated Registration and Inspection Sticker

Legislation passed this session which requires the Texas Department of Public Safety (DPS) and TxDMV to replace Texas' current dual inspection/registration sticker system with a single registration sticker.¹⁸ The new law requires DPS and TxDMV to pass rules requiring a motor vehicle owner to obtain a vehicle inspection certificate not earlier than 90 days before the expiration date of the vehicle's registration, which will provide proof of a safety and/or emission inspection, either electronically or via a printed inspection report. In addition, the rules must provide that a used motor vehicle sold by a dealer must be inspected in 180 days preceding the date the dealer sells the vehicle. DPS is required to provide a notice to TxDMV of non-compliant vehicles. The legislation requires TxDMV or the county tax assessor-collector that registers a vehicle to remit the state portion of the inspection and registration fees directly to the state comptroller.¹⁹

Fees

The late title transfer penalty which accrues at \$25 per month was limited to a maximum penalty of \$250.²⁰

The TxDMV is now authorized to credit an individual who is wishing to transfer his or her vehicle to a dealer and has paid for more than one year of registration the remaining amounts of unused registration.²¹

Currently, certain counties may impose an optional county fee up to \$10 at the time of registration. The local option fee previously applied to Hidalgo and Cameron counties and was expanded to include Bexar,²² El Paso and Webb counties.²³ Additionally, Cameron County's Optional County Fee for Transportation Projects was amended to allow the fee to be increased from \$10 to \$20 if approved by the voters of the county.²⁴

TxDMV Fund and Processing and Handling Fee

Legislation was passed to create a new fund, titled the Texas Department of Motor Vehicles fund, inside the state treasury. At the same time the Legislature passed the funds consolidation bill which abolished the newly created fund and redirected the revenue to the General Revenue account. Various fees collected by the TxDMV which are currently deposited into the state

¹⁸ HB 2305, 83rd Regular Session

¹⁹ HB 2305, 83rd Regular Session

²⁰ HB 2741, 83rd Regular Session

²¹ *ibid*

²² HB 1573, 83rd Regular Session

²³ HB 1198, 83rd Regular Session

²⁴ HB 3126, 83rd Regular Session

highway fund, will now be deposited into the general revenue fund beginning on September 1, 2013.

The TxDMV board was granted the authority to create a processing and handling fee to cover costs of the department, county tax assessor-collectors and county deputies related to registration. The bill also grants the board rulemaking authority to set the compensation for county tax assessor-collectors and their deputies to be paid out of the fee.²⁵

License Plates

There were various bills amending the statutes related to license plates. Chapter 504 of the Transportation Code was amended to re-establish a penalty for failing to display two license plates on a vehicle.²⁶ A general penalty of a misdemeanor with a fine of not less than \$5 or more than \$200 was also added for all other license plate violations.²⁷

The legislature also created new license plates for the military and the Foundation School program. The new plates include:

- Defense Superior Service Medal recipients, provides that payment of registration is not required for the first set plates and allows vehicles to be exempted from payment of a parking fee at meters charged by a governmental authority other than the federal government²⁸
- Air Medal and Air Medal with Valor, provides that payment of registration is not required for the first set plates, and allows vehicles with these plates to be exempted from payment of a parking fee at meters charged by a governmental authority other than federal government²⁹
- United States Merchant Marine Academy and the United States Coast Guard Academy³⁰
- Enduring Freedom in Afghanistan plate³¹
- United States Armed Forces Retired plates³²
- Foundation School Program³³

²⁵ HB 2202, 83rd Regular Session

²⁶ HB 625, 83rd Regular Session

²⁷ HB 2741, 83rd Regular Session

²⁸ HB 120 and SB 563, 83rd Regular Session

²⁹ HB 2485, 83rd Regular Session

³⁰ SB 165, 83rd Regular Session

³¹ SB 597, 83rd Regular Session

³² SB 1376, 83rd Regular Session

³³ HB 3677, 83rd Regular Session

Changes were also made to various existing plate application qualifications and the benefits afforded to individuals with certain plate types. The legislature also authorized a new design for State Official plate and the Capitol plate.

The Tax Code was amended requiring an applicant to provide his or her tax registration number for timber and agricultural items before a specialty plate is issued for a farm trailer or farm semitrailer used temporarily on highways.³⁴

The requirement for “DV” to be included on the Disabled Veteran license plate for motorcycles was removed because there are a limited number of alphanumeric sequences available.

Individuals issued a World War II Veteran specialty license plate will be exempted from payment of a parking fee charged at meters operated by a governmental authority other than federal government.³⁵

TxDMV is authorized to include the emblem of the veteran’s branch of service on the Disabled Veteran license plate, or one emblem from another license plate to which a person is entitled.³⁶

County Tax Assessor-Collectors and Deputies

The TxDMV board is now authorized to create new classification types of deputies that may perform titling and registration duties, identify the duties and obligations of deputies, approve the fees that may be charged or retained by deputies, and the type and amount of any bonds. County tax assessor-collectors (TACs), with the approval of the commissioner’s court of the county, may deputize an individual or business entity to perform titling and registration services in accordance with the TxDMV’s rules.

The Transportation Code was amended to require a bond for lease equipment provided to a deputy appointed by a TAC. The bond may be for the value of the equipment.³⁷

The Transportation Code was also amended to allow a county to contract with another county to perform mail-in and online registration and titling duties. There were also changes to allow the registration transaction to be performed by a county adjacent to a county where the TAC office is closed for a protracted amount of time. This provision would only be utilized if the adjacent county agrees to accept the registration applications.³⁸ Additionally, changes were made to require all TACs to submit funds to the state by electronic funds transfer.

³⁴ HB 3256, 83rd Regular Session

³⁵ HB 1514, 83rd Regular Session

³⁶ SB 530, 83rd Regular Session

³⁷ HB 2741, 83rd Regular Session

³⁸ *ibid*

Golf Carts, Recreational Off-Highway Vehicles (ROV), Neighborhood Electric Vehicles (NEVs), and All-Terrain Vehicles (ATV)

The Transportation Code was amended to allow neighborhood electric vehicles (NEVs) to be operated in the same way as golf carts. Such operation would exempt NEVs from insurance requirements.³⁹ The TxDMV is required to adopt rules to issue license plates for golf carts by December 31, 2013, and is authorized to charge a fee not to exceed \$10 for the cost of the plate.⁴⁰

Changes were also made to allow state, county, or municipality owned all-terrain vehicles or recreational off-highway vehicles to be registered for operation on public beaches (HB 1044).

Disabled Placards

Applications for a disabled parking placard may now be submitted to the county tax assessor-collector of the county where the applicant is seeking medical treatment if the applicant is from out of state rather than just their county of residence. Applicants may use military identification or a driver's license issued by another state or country if the applicant has entered Texas for the purpose of medical treatment. The identification requirement was changed to accommodate the other changes which allow persons out of their county to apply for a placard. The statute was also amended to limit the term the placard is valid to six months for persons submitting an application from another state or country. Finally, a disabled parking placard issued to a person with a permanent disability would be required to be replaced or renewed on request of the person to whom the initial card was issued without presentation of evidence of eligibility.

Statute was also amended to address the issue of seized disabled placards. Law enforcement officers who seize a placard shall destroy the placard and notify the TxDMV rather than submitting each seized placard to the department. This change was made to save TxDMV and law enforcement time and money. Currently placards are filed at TxDMV awaiting appeal.⁴¹

Employee Pay and Benefits

There were multiple bills affecting state employees and agency procedures. The most significant for state employees is the General Appropriations bill (SB 1) which included a salary increase for general state employees of one percent in FY 2014 with a \$50 monthly minimum. In FY 2015, employees will receive an additional two percent increase with an additional \$50 monthly minimum for an ultimate three percent with \$100 minimum by the second year.

³⁹ *ibid*

⁴⁰ HB 719, 83rd Regular Session

⁴¹ HB 2741, 83rd Regular Session

The Employees Retirement System (ERS) omnibus bill made changes to retirement and insurance provisions in statute. The following changes apply to all employees regardless of the grandfather provision:

- Interest paid on an employee's account will be computed at two percent (down from five percent) for those individuals who leave the state and withdraw their retirement contributions.
- The state employee retirement contribution rates will rise from 6.5 percent to; 6.6 percent on September 1, 2013; 6.9 percent on September 1, 2014; 7.2 percent on September 1, 2015; and 7.5 percent on September 1, 2016.

The State increases its contribution to the ERS retirement fund by 1 percent to 7.5 percent from ERS retirement appropriations, and an additional 0.5 percent from agency appropriations for a total state contribution of 8 percent. Agency contributions will be 0.5 percent of the total payroll as provided in the General Appropriations Act. Employees hired on or after September 1, 2013 will have a minimum retirement age of 62 and will have a five percent reduction from their annuity for each year they retire prior to age 62; must choose one of the following options for any vacation time balances at the time of retirement: 1) receive a lump sum payment of accrued vacation time, or 2) receive service credit for retirement eligibility; not use sick leave credit for retirement eligibility; have their retirement annuity calculated on the highest 60 months of compensation.

The Insurance Code was amended so that a new hire will begin health insurance coverage no sooner than the 60th day and not later than the 90th day after the date of hire. There is a staggered amount the state contributes towards retiree's health benefit that is based on years of service credit. These changes only apply to individuals who have less than five years of service on September 1, 2014.

The staggered amounts are based on years of service at retirement. For employees with 20 years or more service, the state contribution toward the employee premium is 100 percent. For employees with 15 years but less than 20 years of service there is a state contribution of 75 percent. For employees with less than 15 years of service the state contribution is 50 percent.⁴²

Other legislation expands the type of school-sponsored activities that a parent of students in kindergarten through the 12th grade may attend using up to 8 hours of sick leave per fiscal year.⁴³

Another bill adds a new leave option for a state employee who is a reserve law enforcement officer to attend required training. The leave cannot exceed five working days in a fiscal biennium.⁴⁴

⁴² SB 1459, 83rd Regular Session

⁴³ HB 480, 83rd Regular Session

Other Bills of Interest

Changes were made to allow meetings of a state governmental body that extends into three or more counties to be held by videoconference call. The presiding officer is required to be physically present at the location of the meeting which is open to the public.⁴⁵

Other legislation allows the comptroller to contract with a vendor to oversee shipping logistics and coordination services for all state agencies and requires the contract to be paid from the anticipated cost savings realized under the contract.⁴⁶

The comptroller, in coordination with the Department of Information Resources, State Auditor and the Health and Human Services Commission, is required to develop a training program for contract managers, as well as to certify them. A state agency can also develop a qualified contract manager training to supplement the training required. The state comptroller must also provide an abbreviated program for training the members of the governing bodies of state agencies. The contract advisory team can make recommendations on the solicitation documents and contract documents for contracts of state agencies that have a value of at least \$10 million. The team can also provide recommendations and assistance to state agency personnel throughout the contract management process.⁴⁷

The TxDMV's executive director or designee was added to the Texas Coordinating Council for Veterans Services.⁴⁸

⁴⁴ SB 443, 83rd Regular Session

⁴⁵ SB 984, 83rd Regular Session

⁴⁶ HB 1726, 83rd Regular Session

⁴⁷ SB 1681, 83rd Regular Session

⁴⁸ SB 1892, 83rd Regular Session

Appendix A

Legislative Reference Table

Bill Number	Author(s)	Caption Text	Technology Rules	Fiscal Impact	Procedure	Information Only	Bill Effective Date
HB 6	Otto Anchia Harless Howard	Relating to the creation and re-creation of funds and accounts, the dedication and rededication of revenue, and the exemption of unappropriated money from use for general governmental purposes.				X	Immediate
HB 12	Flynn Alvarado Perry Martinez Fischer	Relating to gifts and other consideration made to state agencies for state employee salary supplement or other purposes and to publication by state agencies of staff compensation and related information.	X			X	Immediate
HB 16	Flynn Alvarado Perry Larson Martinez Fischer	Relating to a requirement that a state agency post its internal auditor's audit plan and audit report and other audit information on the agency's website.	X			X	Immediate
HB 86	Callegari Cook Laubenberg	Relating to the criteria for review by the Sunset Advisory Commission of an agency that licenses an occupation.				X	09/01/13
HB 120	Larson Guillen	Relating to the issuance of military specialty license plates; providing an exemption from a fee.	X	X	X	X	09/01/13
HB 194	Farias Ratliff Menéndez Guerra	Relating to the consideration of ownership interests of disabled veterans in determining whether a business is a historically underutilized business for purposes of state contracting.				X	09/01/13

Bill Number	Author(s)	Caption Text	Technology Rules	Fiscal Impact	Procedure	Information Only	Bill Effective Date
HB 474	Hinojosa	Relating to an optional procedure for the issuance of a permit by a certain regional mobility authority for the movement of oversize or overweight vehicles carrying cargo; authorizing a fee.				X	09/01/13
HB 480	Alvarado	Relating to the use of sick leave by state employees who are attending educational activities of their children.	X			X	Immediate
HB 511	Murphy	Relating to the registration of token trailers.	X	X		X	Immediate
HB 586	Workman Leach Callegari Menéndez Smithee	Relating to the waiver of sovereign immunity for certain design and construction claims arising under written contracts with state agencies.				X	09/01/13
HB 625	Harper-Brown	Relating to the penalty for the operation of a vehicle without a license plate.				X	09/01/13
HB 719	Morrison	Relating to the operation of a golf cart or utility vehicle on a public highway in certain counties; authorizing a fee.	X	X	X	X	Immediate

Bill Number	Author(s)	Caption Text	Technology Rules	Fiscal Impact	Procedure Information Only	Bill Effective Date
HB 894	Kolkhorst	Relating to the use of dealer's license plates on vehicles by independent motor vehicle dealers to transport vehicles to or from a point of sale.		X	X	09/01/13
HB 1044	Eiland	Relating to the operation of all-terrain vehicles and recreational off-highway vehicles; creating an offense.			X	09/01/13
HB 1188	Thompson	Relating to limiting the liability of persons who employ persons with criminal convictions.			X	Immediate
HB 1198	Raymond	Relating to authorizing an optional county fee on vehicles registered in certain counties to fund transportation projects.	X		X	09/01/13
HB 1347	González, Mary Gonzalez, Naomi	Relating to the use of El Paso Mission Valley specialty license plate fees for the preservation and rehabilitation of the Socorro, San Elizario, and Ysleta Missions.			X	09/01/13
HB 1514	Howard	Relating to privileged parking for veterans of World War II.	X		X	09/01/13

Bill Number	Author(s)	Caption Text	Technology Rules	Fiscal Impact	Procedure	Information Only	Bill Effective Date
HB 1573	McClendon Gutierrez	Relating to authorizing an optional county fee on vehicle registration in certain counties.	X			X	09/01/13
HB 1678	Frullo	Relating to the issuance of specialty license plates for surviving spouses of disabled veterans of the United States armed forces; authorizing a fee.	X	X		X	09/01/13
HB 1692	Gutierrez	Relating to the regulation of motor vehicle dealers, manufacturers, and distributors.	X	X	X	X	01/01/14
HB 1726	Bohac	Relating to shipping logistics and coordination services for state agencies.				X	Immediate
HB 2020	Deuell	Relating to the adoption of wellness policies and programs by state agencies.				X	Immediate
HB 2155	Callegari Duncan	Relating to eligibility of certain dependents for coverage under the state employee group benefits program.				X	Immediate

Bill Number	Author(s)	Caption Text	Technology Rules	Fiscal Impact	Procedure	Information Only	Bill Effective Date
HB 2202	Pickett McClendon	Relating to the disposition of fees collected by or on behalf of the Texas Department of Motor Vehicles; authorizing fees.	X	X	X	X	09/01/13
HB 2300	Keffer King	Relating to funding and donations for county transportation projects, including projects of county energy transportation reinvestment zones.				X	09/01/13
HB 2305	Rodriguez	Relating to motor vehicle inspections; creating an offense; changing the collection method for certain fees.	X	X	X	X	03/01/15-Effective Date 03/01/14-Rules 03/01/14-Database 01/01/14-Rules
HB 2394	Perry	Relating to a study on the feasibility of requiring title for all trailers, semitrailers, and travel trailers not considered manufactured housing.				X	Immediate
HB 2414	Button Capriglione Harper-Brown Coleman Elkins	Relating to open meetings of governmental bodies held by videoconference call and to written electronic communications between members of a governmental body.	X			X	Immediate
HB 2422	Gonzales	Relating to consideration of advanced Internet-based computing service options in state purchasing and to the use of advanced Internet-based computing services by state agencies.	X		X	X	Immediate

Bill Number	Author(s)	Caption Text	Technology Rules	Fiscal Impact	Procedure	Information Only	Bill Effective Date
HB 2462	Thompson, Senfronia	Relating to automobile club memberships offered in connection with certain motor vehicle retail installment contracts.				X	09/01/13
HB 2485	Sheffield Cortez	Relating to Air Medal and Air Medal with Valor specialty license plates.	X	X	X	X	09/01/13
HB 2612	Flynn	Relating to prohibitions and restrictions on using county roads in certain circumstances.				X	Immediate
HB 2690	Elkins	Relating to the sale of a vehicle by an unlicensed seller; creating an offense.				X	09/01/13
HB 2738	Elkins	Relating to a study by the Department of Information Resources regarding state agency technology efficiency.				X	Immediate
HB 2741	Phillips	Relating to the regulation of motor vehicles by counties and the Texas Department of Motor Vehicles; authorizing a fee; creating an offense.	X	X	X	X	Immediate - Late Title Penalty Cap, DV Motorcycle Plates, and General Plate Penalty 09/01/13 - All other sections

Bill Number	Author(s)	Caption Text	Technology Rules	Fiscal Impact	Procedure	Information Only	Bill Effective Date
HB 2873	Harper-Brown	Relating to the development of a model contract management process for use with low-risk state procurements.				X	09/01/13
HB 2874	Harper-Brown	Relating to the designation by the Texas Department of Motor Vehicles of the registration year for certain vehicles sold by a dealer.				X	09/01/13
HB 3093	Elkins	Relating to the powers and duties of the Department of Information Resources and the Legislative Budget Board regarding information resources technologies of state agencies.				X	09/01/13
HB 3116	Cook	Relating to the recovery of uniform statewide accounting project costs from state agencies and vendors.				X	09/01/13
HB 3126	Lucio III	Relating to the authorization by referendum election of an increase in optional fees imposed on vehicles registered in certain counties to fund transportation projects.	X			X	09/01/13
HB 3256	Kacal Cook	Relating to the eligibility of certain vehicles to be operated as farm vehicles on a road or highway in this state.				X	09/01/13

Bill Number	Author(s)	Caption Text	Technology Rules	Fiscal Impact	Procedure	Information Only	Bill Effective Date
HB 3677	Farney King Pickett	Relating to the issuance of Foundation School Program license plates.	X	X	X		09/01/13
SB 1	Williams	General Appropriations Bill.		X	X		09/01/13
SB 59	Nelson	Relating to required reports and other documents prepared by state agencies and institutions of higher education.			X		09/01/13
SB 162	Van de Putte	Relating to the occupational licensing of spouses of members of the military and the eligibility requirements for certain occupational licenses issued to applicants with military experience.	X	X		X	Immediate
SB 165	Van de Putte	Relating to the issuance of specialty license plates to officers of the United States armed forces who graduated from certain United States military academies.	X	X	X	X	09/01/13
SB 176	Carona	Relating to the distribution of certain consultants' reports.				X	Immediate

Bill Number	Author(s)	Caption Text	Technology Rules	Fiscal Impact	Procedure	Information Only	Bill Effective Date
SB 246	West	Relating to the electronic submission of a request for an attorney general opinion.				X	09/01/13
SB 251	West Carter	Relating to an unsworn declaration made by an employee of a state agency or political subdivision in the performance of the employee's job duties.				X	9/01/13
SB 279	Watson	Relating to certain information about high-value data sets provided by state agencies to the Department of Information Resources.				X	09/01/13
SB 328	Carona	Relating to entrepreneurs-in-residence at state agencies.				X	09/01/13
SB 443	Birdwell	Relating to leave for reserve law enforcement officers for required training.			X		07/14/13
SB 458	Rodríguez	Relating to certain motor vehicle records excepted from disclosure under the Public Information Act.				X	Immediate

Bill Number	Author(s)	Caption Text	Technology Rules	Fiscal Impact	Procedure	Information Only	Bill Effective Date
SB 471	Ellis Harper-Brown	Relating to technological efficiencies in the recording of certain open meetings.				X	Immediate
SB 530	Orr Cortez	Relating to the inclusion of the emblem of the veteran's branch of service on Disabled Veteran specialty license plates.	X	X	X		09/01/13
SB 563	Hegar	Relating to the issuance of specialty license plates to honor recipients of the Defense Superior Service Medal.	X	X	X	X	09/01/13
SB 597	Birdwell Uresti	Relating to the issuance of specialty license plates for certain Operation Enduring Freedom veterans.	X	X	X	X	09/01/13
SB 700	Hegar	Relating to energy and water management planning and reporting by state agencies and institutions of higher education.			X		09/01/13
SB 854	Van de Putte	Relating to the regulation of motor vehicle dealers, manufacturers, distributors, and representatives.		X	X		Immediate

Bill Number	Author(s)	Caption Text	Technology Rules	Fiscal Impact	Procedure Information Only	Bill Effective Date
SB 984	Ellis	Relating to the meeting of a governmental body held by videoconference call.	X		X	09/01/13
SB 1368	Davis	Relating to public information pertaining to the official business of governmental bodies and to contracts by certain state governmental entities that involve the exchange or creation of public information.			X	09/01/13
SB 1376	Eltife	Relating to specialty license plates issued to retired members of the United States armed forces.	X	X	X	09/01/13
SB 1459	Duncan	Relating to the powers and duties of and contributions to and benefits from the systems and programs administered by the Employees Retirement System of Texas.			X	09/01/13 01/01/14 09/01/14
SB 1567	Davis	Relating to coverage of certain persons under an automobile insurance policy.			X	09/01/13
SB 1597	Zaffirini	Relating to the development of state agency information security plans.			X	09/01/13

Bill Number	Author(s)	Caption Text	Technology Rules	Fiscal Impact	Procedure Information Only	Bill Effective Date
SB 1681	Zaffirini	Relating to oversight and management of state contracts.			X	11/01/13
SB 1747	Uresti	Relating to funding and donations for transportation projects, including projects of county energy transportation reinvestment zones.			X	09/01/13
SB 1792	Watson	Relating to remedies for nonpayment of tolls for the use of toll projects; authorizing a fee; creating an offense.	X		X	Immediate
SB 1815	Zaffirini	Relating to voluntary donations to the Glenda Dawson Donate Life-Texas Registry	X		X	Immediate TxDMV addition to registration form at time form is revised
SB 1892	Garcia	Relating to the composition of the Texas Coordinating Council for Veterans Services and coordinating workgroups established by the council.			X	09/01/13
SB 1914	Garcia Eltime	Relating to certain specialty license plates.	X	X	X	09/01/13

Appendix B

Final Bill Reports



Bill Number: HB 6
Author: Otto
Effective Date: Immediate

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the creation and re-creation of funds and accounts in the state treasury, the dedication and rededication of revenue, and the exemption of unappropriated money from use for general government purposes.

Brief Summary of the Legislation:

HB 6 abolishes all funds, accounts and dedicated revenues created or re-created during the 83rd Regular Legislature session on August 31, 2013 or the date the new law takes effect. Previously dedicated accounts, accounts requiring dedication for federal fund accounting, trust funds, bond funds and constitutionally dedicated funds will not be swept to General Revenue (GR).

The bill allows the comptroller to make reductions in dedicated accounts in the amounts by which estimated revenues and unobligated balances exceed appropriations following certification of all appropriations enacted by the 83rd Legislature. Dedicated revenues in an amount not to exceed \$4 billion, exceeding amounts appropriated by the 83rd Legislature are available for certification through August 31, 2015. Funds outside the State Treasury, trust funds, funds created by the State Constitution or a court, and funds for which separate accounting was required by federal law would be exempt from this section. These provisions would expire September 1, 2015.

The senate amendments exempt the following dedicated revenue sources from abolition: the Texas Economic Development fund, the permanent fund supporting military and veterans exemptions, the dedication of penalty revenue to the compensation of victims of crime fund, the dedication of fee and penalty revenue for deposit to and revenue held in the oyster sales account, the dedication of voluntary contributions for deposit to the fund for veterans' assistance, the rededication of revenue held in the system benefit fund as provided by HB 7.

Sections affected:

All

Summary and scope of implementation activities:

HB 6 impacts the creation of the TxDMV fund. The Finance and Administrative Services division will work with the comptroller to create an agency fund within GR to track revenue and expended terms.

Proposed schedule and constraints:

July – September 2013 Created agency fund in the Uniform Statewide Accounting System.



Bill Analyst: Denise Pittard
SME's: Sharon Brewer | Linda Flores | Jeremiah Kuntz
Division: Administration

Bill Number: HB 12
Author: Flynn
Effective Date: Immediate effect

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to gifts and other consideration made to state agencies for state employee salary supplement or other purposes and to publication by state agencies of staff compensation and related information.

Brief Summary of the Legislation:

HB 12 requires a state agency that accepts a gift, grant, donation, or other consideration from a person that the person designates to be used as a salary supplement for an employee of the agency, to post certain information on the agency's website. The information to be posted must include the amount of each gift, grant, donation or other consideration provided by the person that is designated to be used as a salary supplement for an employee of the agency.

The bill also requires an agency that accepts a gift, grant, donation or other consideration as a salary supplement, to adopt rules that include conflict of interest provisions. The agency must then post the conflict of interest provisions on the agency's website. If a person making such a donation for the purpose of a salary supplement is an entity created solely to provide support for the state agency, the entity must report certain information to the agency.

A state agency that receives such a gift must compile certain information into a report and submit the report to the state auditor and the legislature. The state auditor can review the report to identify any conflicts of interest or any other areas of risk. Results of the audit must be reported to the legislature by the state auditor.

The bill also requires certain information regarding staff compensation to be posted on a state agency's website. A state agency must make the following information available to the public by posting it on the agency's website:

- 1) The number of full-time equivalent employees employed by the agency
- 2) The amount of legislative appropriations to the agency for each fiscal year of the current state fiscal biennium
- 3) The agency's methodology, including any employment market analysis, for determining the compensation of executive staff employed by the agency, along with the name and position of the person who selected the methodology
- 4) Whether executive staff are eligible for a salary supplement
- 5) The market average for compensation of similar executive staff in the private and public sectors

- 6) The average compensation paid to employees employed by the agency who are not executive staff
- 7) The percentage increase in compensation of executive staff for each fiscal year of the five preceding fiscal years and the percentage increase in legislative appropriations to the agency each fiscal year of the five preceding fiscal years.

Sections affected:

All

Summary and scope of implementation activities:

The Human Resources and Finance and Administrative Services division will coordinate the collection of the required information and provide it to Government and Strategic Communications for posting on the TxDMV website.

Proposed schedule and constraints:

July 2013	HR/FAS will collect provide the information.
September 2013	GSC will post the information to the TxDMV website.



Bill Analyst: Denise Pittard
SME's: Bill Lawler | Aline Aucoin | Loulia Miller | Jeremiah Kuntz
Division: Government and Strategic Communications

Bill Number: HB 16
Author: Flynn
Effective Date: Immediate effect

- Does the bill require administrative rules?
- Does the bill create a fiscal impact?
- Does the bill require technology changes?
- Does the bill require procedure changes?

Bill Caption: Relating to a requirement that a state agency post its internal auditor's audit plan and audit report and other audit information on the agency's Internet website.

Brief Summary of the Legislation:

HB 16 requires a state agency to post on its website, at the time and in the manner provided by the State Auditor Office (SAO), its approved internal audit plan (as provided by Section 2102.008, Government Code) and annual report (required under Section 2102.009, Government Code). Information in the audit plan or report that is exempted from public disclosure under Chapter 552, Government Code is not required to be posted. A state agency must update these postings at the time and in the manner provided by the state auditor, and must include a detailed summary of the weaknesses, deficiencies, wrongdoings, or other concerns, raised by the audit plan or annual report. A state agency must also update the posting to include a summary of the action taken by the agency to address the concerns raised in the audit plan or annual report.

Sections affected:

All

Summary and scope of implementation activities:

The agency will post the required audit information on the website once the state auditor has provided direction to agencies. The agency's internal auditor will need to work with the TxDMV Office of General Counsel (OGC) to redact any information in the agency's internal audit plan or the agency's annual report that is exempted from public disclosure under Chapter 552, Government Code.

Proposed schedule and constraints:

The implementation activities of this bill are contingent on direction from the SAO. Once the SAO provides direction to agencies to post the information, OGC will take two weeks to review the documents and determine if any of the information is exempted from public disclosure.

OGC will provide the final plan and report to GSC to be posted to the agency's website.



Bill Number: HB 86
Author: Callegari
Effective Date: September 1, 2013

Bill Caption: Relating to the criteria for review by the Sunset Advisory Commission of an agency that licenses an occupation.

Brief Summary of the Legislation:

HB 86 requires the Sunset Advisory Commission, when assessing an agency that licenses an occupation or profession, to consider whether the occupational licensing program serves a meaningful, defined public interest and whether it provides the least restrictive form of regulation that will adequately protect the public interest. They must also assess the extent to which the regulatory objective of the occupational licensing program can be achieved through market forces, private or industry certification and accreditation programs, or enforcement of other law. Sunset must also assess the extent to which licensing criteria ensure that applicants have occupational skill sets or competencies that correlate with a public interest and the impact that those criteria have on applicants, particularly those with moderate or low income, seeking to enter the occupation or profession. They must also assess the impact of the regulation, including the extent to which the program stimulates or restricts competition and affects consumer choice and the cost of services.

A member of the legislature can submit proposed legislation that will create an occupational licensing program or significantly affect an existing occupational licensing program, to the commission for review and analysis. These requests must be submitted by December 31 of an odd-numbered year on the approval of the commission's chair based on the recommendation of the executive director. The commission chair may deny a request for review.

The commission is required to submit a report to the legislature if reviewing and analyzing legislation which proposes regulation of an occupation or amends regulation of an existing occupational licensing program. The report must be submitted by the start of the next legislative session regarding the commission's findings.

Sections affected:

All

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SMEs: Linda Kirksey | Tammera Parr-Lamb | David Pyndus | Candy Southerland
Division: Vehicle Titles and Registration

Bill Number: HB 120
Author: Larson
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the issuance of military specialty license plates.

Brief Summary of the Legislation:

HB 120 requires TxDMV to issue a new specialty plate for Defense Superior Service Medal recipients. These license plates must include the words “Defense Superior Service Medal” at the bottom of the plate. An applicant does not have to pay registration fees for the first set of plates. The bill also allows the Disabled Veteran license plate to include an emblem of the Defense Superior Service Medal for those who qualify.

The bill adds vehicles registered with the new Defense Superior Service Medal plates to the list of registered vehicles currently exempt from payment of parking fees collected through a parking meter charged by a governmental authority other than a branch of the federal government, when being operated by or for the transportation of the person who registered the vehicle under this subchapter.

HB 120 exempts all military plates from the required deposit and minimum threshold requirements in statute. Other non-military specialty plates have to meet minimum threshold requirements before the plate can be manufactured. HB 120 includes one provision to cover the exemption for all the military plates instead of an exemption for each individual military license plate.

Sections affected:

All

Summary and scope of implementation activities:

VTR will work with the Texas Veterans Commission and the appropriate military authority in designing the new license plate.

VTR will work with the administration support staff to design and manufacture the new specialty license plate. VTR will also provide programming specifications to the information technology staff to update the department’s automated systems to include the new license plates and update information posted on the department’s website to reflect the new license plate designs. The VTR division will revise the Registration Manual and applicable publications; and notify county tax assessor-collectors and other affected partners of the provisions of this bill through the registration and title bulletin.

Proposed schedule and constraints:

July – August 2013	Design new license plate
August 2013	Program changes to the department’s automated systems Revise the existing application form to add the new specialty plate type
July – September 2013	VTR will revise the Registration Manual
September 2013	Facilitate the manufacture and issuance of the new specialty license plate Update TxDMV website Notify TACs, law enforcement agencies, toll authorities, local governments and all affected partners of the provisions of the bill
October 2013	Propose rule amendment to publish for comment
February 2014	Possible effective date of rule



Texas Department of Motor Vehicles

Bill Analyst: Katharine Chambers
SME's: Mike Endlich
Division: Finance and Administrative Services

Bill Number: HB 194
Author: Farias
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to considering ownership interests of certain disabled veterans in determining whether a business is a historically underutilized business for purposes of state contracting.

Brief Summary of the Legislation:

HB 194 adds disabled veterans who have suffered at least a 20 percent service-connected disability to the definition of an “economically disadvantaged person” for the purpose of identifying a historically underutilized business (HUB).

The comptroller is required to adopt rules providing goals to encourage state agencies to increase the number of purchase contract awards from HUBs owned, operated, controlled by disabled veterans.

Sections affected:

All

Summary and scope of implementation activities:

The comptroller will provide goals for state agencies to increase the number of purchase contracts awarded to disabled veteran owners.

Proposed schedule and constraints:

The implementation activities are contingent on the comptroller adopting rules. Following the adoption of rules by the comptroller the TxDMV will begin reporting the department’s purchases in each HUB category.



Texas Department of Motor Vehicles

Bill Number: HB 474
Author: Muñoz, Jr.
Effective Date: September 1, 2013

- Does the bill require administrative rules?
- Does the bill create a fiscal impact?
- Does the bill require technology changes?
- Does the bill require procedure changes?

Bill Caption: relating to liability for damage to a county road.

Brief Summary of the Legislation:

HB 474 provides for an optional procedure for the issuance of an oversize and overweight permit for the transport of agricultural products by the Hidalgo Regional Mobility Authority (RMA). The bill outlines specific roadways on which the loads may be transported between ports of entry in the Texas Rio Grande Valley.

In addition, the Transportation Commission, in consultation with the authority, may designate other routes for these permits. The bill requires the authority to serve in the same geographic location as the roads over which the permit is valid. Vehicles and loads are limited to 125,000 pounds gross weight.

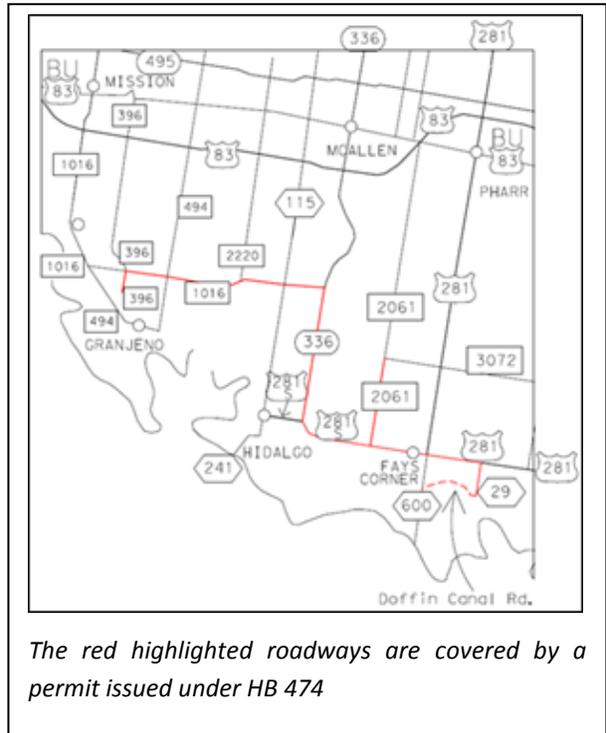
HB 474 adds language permitting the authority to collect a fee for permits issued under this subchapter that may not exceed \$80 per trip. Permit fees issued by the authority shall be used only for the construction and maintenance of the roads outlined in the statute within Hidalgo County, and for the authority’s administrative costs which may not exceed 15 percent of the fees collected. The authority would be required to make payments to TxDOT to provide funds for the maintenance of the state highways subject to this subchapter.

Sections affected:

None

Summary and scope of implementation activities:

None provided for informational purposes only.





Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Sharon Brewer
Division: Administration

Bill Number: HB 480
Author: Alvarado
Effective Date: Immediate effect

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to leave for certain state employees who are attending educational activities of their children.

Brief Summary of the Legislation:

HB 480 provides that a state employee may use up to eight hours of sick leave each fiscal year to attend educational activities of the employee's children. The bill requires the employee to give reasonable advance notice of the employee's intention to use the sick leave to attend an educational activity. Educational activity is defined as a school-sponsored activity, including parent-teacher conference, tutoring, a volunteer program, a field trip, a classroom program, a school committee meeting, an academic competition, and an athletic, music or theater program.

Sections affected:

All

Summary and scope of implementation activities:

The Human Resources division will update the HR manual to reflect changes to employee leave policy. The Finance and Administrative Services division will update the agency's time-sheet to include a new leave code.

Proposed schedule and constraints:

July 2013 Update the HR Manual

August 2013 Complete adjustment to the time-sheet to include the new leave code



Texas Department of Motor Vehicles

Bill Analyst: Katharine Chambers
SME's: Kimberly Jaso
Division: Vehicle Titles and Registration

Bill Number: HB 511
Author: Murphy
Effective Date: September 1, 2013

- Does the bill require administrative rules?
- Does the bill create a fiscal impact?
- Does the bill require technology changes?
- Does the bill require procedure changes?

Bill Caption: Relating to the registration of token trailers

Brief Summary of the Legislation:

Current law requires a token trailer, any trailer over 6,000 pounds pulled by a truck or cab that has apportioned or combination truck registration, to be registered in Texas. The current registration system requires the trailer plates to be updated each year, and the registration papers to be carried in the cab.

HB 511 requires TxDMV to issue a license plate for a token trailer that does not expire or require an annual registration insignia to be valid. The alphanumeric pattern for a license plate issued under this subsection may remain on a token trailer for as long as the registration of the token trailer is renewed or until the token trailer is removed from service or sold. The bill provides that the registration receipt will no longer be required to be carried in the vehicle that displays a token trailer license plate.

Sections affected:

All

Summary and Scope of implementation activities:

VTR will work with the Texas Department of Criminal Justice (TDCJ) to request an update to the Vital Information Management System (VIMS) software to remove the month and year of expiration from the current token trailer license plates, issued through our Multi-Year Intrastate Fleet Registration program. VTR will also update the registration manual and provide information to GSC to updated information on the agency's website. VTR will draft rules with input from OGC for consideration by the TxDMV board.

Proposed schedule and constraints:

June 2013	Removed the month and year of expiration for fleet token trailer plates.
July – August 2013	Notify the county tax assessor-collectors, law enforcement, and other partners impacted by this legislation.
October 2013	Propose rules to be published for comment
January 2014	Update the Registration Manual and TxDMV website
February 2014	Possible effective date of rules



Texas Department of Motor Vehicles

Bill Number: HB 586

Author: Workman

Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the waiver of sovereign immunity for certain claims arising under written contracts with state agencies.

Brief Summary of the Legislation:

HB 586 amends the Civil Practice and Remedies Code to waive sovereign immunity for the state related to a breach of contract for engineering, architectural, or construction services or for materials related to those professional services, in which the amount in controversy exceeds \$250,000, excluding penalties, costs, expenses, prejudgment interest and attorney's fees.

The bill places limits on adjudication awards related to such contracts and on the recovery of attorney's fees. Consequential damages are not allowed except as to increase cost to perform the work as a direct result of owner-caused delays or acceleration. Exemplary damages and unabsorbed home office overhead are not allowed. Attorney fees are not recoverable unless provided for in the contract.

Before January 1 of each even-numbered year, each state agency must report to the governor, comptroller and each house of the legislature the cost of defense to the state agency and the office of the attorney general in an adjudication brought against the agency under a contract subject to this bill. Included in the report must be the amount claimed in any adjudication pending on the date of the report.

Sections affected:

All

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Number: HB 625

Author: Harper-Brown

Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the penalty for the operation of a vehicle without a license plate.

Brief Summary of the Legislation:

HB 625 re-establishes a penalty in statute for not having two license plates on a vehicle. This penalty was inadvertently removed from statute during the 82nd session. The penalty established is a misdemeanor punishable by a fine not to exceed \$200.

Sections affected:

None

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Candy Southerland
Division: Vehicle Titles and Registration

Bill Number: HB 719
Author: Morrison
Effective Date: June 14, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the operation of a golf cart or utility vehicle on a public highway in certain counties.

Brief Summary of the Legislation:

HB 719 provides that the TxDMV cannot register a golf cart for operation on a public highway regardless of whether any alteration has been made to the golf cart. The bill allows the TxDMV by rule to establish a procedure to issue license plates for golf cart operations as allowed by law. The TxDMV may also charge a fee up to \$10 for the cost of the license plate.

Current law allows golf carts to be operated in a master planned community that has in place a uniform set of restrictive covenants and for which a county or municipality has approved a plat. They may also be operated on a public or private beach or on a public highway for which the posted speed limit is not more than 35 miles per hour, if the golf cart is operated during the daytime and not more than two miles from the location where the golf cart is usually parked and for transportation to or from a golf course.

In addition to these limited operations, HB 719 allows the commissioners court of a county authorized under this bill, to allow an operator to operate a golf cart or utility vehicle on all or part of a public highway in an unincorporated area of the county and has a speed limit or no more than 35 miles per hour. This applies only to a county that borders or contains a portion of the Red River, borders or contains a portion of the Guadalupe River and contains a part of a barrier island that borders the Gulf of Mexico, or is adjacent to a county that borders or contains a portion of the Guadalupe River and contains a part of a barrier island that borders the Gulf of Mexico and has a population of less than 30,000 and contains a part of a barrier island that borders the Gulf of Mexico.

The bill requires the TxDMV to establish a procedure for the issuance of license plates for golf carts by December 31, 2013.

Sections affected:

All

Summary and scope of implementation activities:

VTR provided OGC with draft rules for the TxDMV board consideration to establish the procedure for issuing license plates for golf carts.

Proposed schedule and constraints:

July – August 2013	Draft rules to establish procedure to issue license plates for golf carts and determine the amount of fee (up to \$10)
October 2013	TxDMV board adopt proposed rules
January 2014	TxDMV board adopt final rules Begin the issuance of license plates for golf carts Provide guidance to TACs and other interested parties, regarding the issuance of golf cart license plates and the associated fee
October 2013 – January 2014	Update TxDMV’s automated systems (RTS and TxIRP Interface)
January 2014	Update TxDMV website



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Bill Harbeson | Mark Gladney
Division: Enforcement

Bill Number: HB 894
Author: Kolkhorst
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the use of dealer's license plates or dealer's temporary tags on vehicles by independent motor vehicle dealers to transport vehicles to or from a point of sale.

Brief Summary of the Legislation:

HB 894 allows an independent motor vehicle dealer or an employee of an independent motor vehicle dealer to use a metal dealer's license plate on a service or work vehicle used to transport a vehicle in the dealer's inventory to or from a point of sale. The bill did not authorize a person to operate a service or work vehicle as a tow truck without a license or permit required under the Occupations Code. The bill requires the TxDMV to adopt rules consistent with this Act, no later than December 1, 2013.

Sections affected:

All

Summary and scope of implementation activities:

MVD will provide information to the GCO division to create rules for TxDMV board consideration. MVD will modify the Dealer Training Seminar (DTS) manual and training materials for members of Texas Commissioned Law Enforcement Officers Standards & Education (TCLEOSE).

Proposed schedule and constraints:

July 2013	Provide the proposed rule package to GCO
August 2013	Adopts proposed rules Board Meeting to Approve Publication
September 2013	Update DTS manual
November 2013	TxDMV Board adopts final rules.
January 2014	Update DTS manual



Texas Department of Motor Vehicles

Bill Analyst: Katharine Chambers
SME's: Tony Hall
Division: Vehicle Titles and Registration

Bill Number: HB 1044
Author: Eiland
Effective Date: September 1, 2013

- Does the bill require administrative rules?
- Does the bill create a fiscal impact?
- Does the bill require technology changes?
- Does the bill require procedure changes?

Bill Caption: Relating to the operation of all-terrain vehicles and recreational off-highway vehicles; creating an offense.

Brief Summary of the Legislation:

In order to provide consistency, HB 1044 assigned and located under the same code within the statutes the meaning for an “all-terrain vehicle” and a “recreational off-highway vehicle.” The bill assigns the meaning for a “beach” as a beach area, publically or privately owned, that borders the seaward shore of the Gulf of Mexico.

The bill permits an all-terrain vehicle or a recreational off-highway vehicle owned by the state, a county or a municipality to be registered if it is being operated on a public beach or highway for the purpose of public safety and welfare.

A person who operates an all-terrain vehicle or a recreational off-highway vehicle on a beach is required to carry a driver’s license or a commercial driver’s license, have a safety certificate, wear a helmet and eye protection, equip the vehicle in the same manner as equipped and operated on public property, and not carry a passenger on the vehicle unless it is designed by the manufacturer to transport a passenger. TxDOT or a county or municipality may prohibit the operation of an all-terrain vehicle on a beach if determined for safety concerns.

Sections affected:

SECTIONS 3 and 12

Summary and scope of implementation activities:

VTR will notify the county tax-assessor collectors regarding the changes in the ATV and ROV authorized operations. VTR will also update the Registration Manual to reflect the new authority for this type of vehicle.

Proposed schedule and constraints:

July 2013	Notified county tax assessor-collector of the provisions of the bill
September 2013	Update Registration Manual



Texas Department of Motor Vehicles

Bill Number: HB 1188
Author: Thompson
Effective Date: Immediate effect

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to limiting the liability of persons who employ persons with criminal convictions.

Brief Summary of the Legislation:

HB 1188 limits the liability for hiring an employee convicted of an offense. The bill provides that a cause of action cannot be brought against an employer, general contractor, premises owner, or other third party solely for negligently hiring or failing to adequately supervise an employee, based on evidence that the employee has been convicted of an offense. This does not preclude a cause of action for negligent hiring or the failure of an employer to provide adequate supervision of an employee if the employer knew of the conviction and the employee was convicted of an offense that was committed while performing similar duties. The protections provided to an employer in this bill do not apply in a suit concerning the misuse of funds or property of a person other than the employer, if, on the date the employee was hired, the employee had been convicted of a crime that includes fraud or the misuse of funds or property as an element of the offense, and it was foreseeable that the position for which the employee was hired would involve discharging a fiduciary responsibility in the management of funds or property. A cause of action is not created under this bill nor does it expand an existing cause of action.

Sections affected:

All

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Analyst: Katharine Chambers
SME's: Candy Southerland
Division: Vehicle Titles and Registration

Bill Number: HB 1198
Author: Raymond
Effective Date: Immediate

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to authorizing an optional county fee for vehicle registration in certain counties.

Brief Summary of the Legislation:

HB 1198 adds El Paso, and Webb counties to the list of counties authorized to impose an optional county vehicle registration fee up to \$10 for transportation projects. This fee is in addition to the existing optional county road and bridge fee that all counties are authorized to collect. The collected revenue within each county will be credited to the county road and bridge fund, with 100 percent of the revenue going to the county's regional mobility authority to fund long-term transportation projects.

Sections affected:

All

Summary and scope of implementation activities:

VTR will provide business requirements to the IT division to update the department's automated systems (RTS and TxIRP interface). The VTR division will also revise publications, including certain forms, the motor vehicle Registration Manual, and fee chart. VTR will also provide information to the GSC division to update the TxDMV website. VTR will notify the county tax assessor-collectors, auto dealers, and other partners of the provisions of the bill.

Proposed schedule and constraints:

July 2013	Notified the county commissioners
September 2013	Revise Registration Manual
October 2013 – January 2014	Update TxDMV's automated systems (RTS and TxIRP Interface)
January 2014	Update TxDMV website



Texas Department of Motor Vehicles

Bill Number: HB 1347
Author: Gonzalez
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the use of El Paso Mission Valley specialty license plate fees for the preservation and rehabilitation of the Socorro, San Elizario, and Ysleta Missions.

Brief Summary of the Legislation:

HB 1347 changes the way the proceeds are distributed for the El Paso Mission Valley specialty license plate. After deducting the department's administrative costs (\$8), the remaining amount will be distributed to the credit of the El Paso Mission Restoration account in the state treasury. The money in the account is to be used by the Texas Historical Commission to make grants for the purpose of the preservation and rehabilitation of the Socorro, San Elizario, and Ysleta Missions.

Sections affected:

None

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Candy Southerland
Division: Vehicle Titles and Registration

Bill Number: HB 1514
Author: Howard
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to privileged parking for veterans of World War II.

Brief Summary of the Legislation:

HB 1514 adds those that are issued a World War II Veteran specialty license plate to the list that receives free parking at a parking meter charged by a governmental authority other than a branch of the federal government, when being operated by or for the transportation of the person who registered the vehicle with World War II plates.

Sections affected:

All

Summary and scope of implementation activities:

VTR will update the Registration Manual and provide information to GSC to update the TxDMV website.

Proposed schedule and constraints:

September 2013 VTR will update the registration manual

September 2013 GSC will update the website.



Texas Department of Motor Vehicles

Bill Analyst: Katharine Chambers
SME's: Candy Southerland
Division: Vehicle Titles and Registration

Bill Number: HB 1573
Author: McClendon
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to authorizing an optional county fee for vehicle registration in certain counties.

Brief Summary of the Legislation:

HB 1573 authorizes a county with a population of more than 1.5 million that contains the same boundaries as a regional mobility authority to charge an optional fee of up to \$10 on vehicle registrations. Based on these criteria, the bill applies only to Bexar County. Funds collected are required to be deposited into a special account in the county general fund to be used for long-term transportation projects in the county.

Sections affected:

All

Summary and scope of implementation activities:

VTR will provide business requirements to the IT division to update the department's automated systems (RTS and TxIRP interface). The VTR division will also revise publications, forms, the Registration Manual, and fee chart. VTR will also provide information to the GSC division to update the TxDMV website. VTR will notify the county tax assessor-collectors, auto dealers, and other partners of the provisions of the bill.

Proposed schedule and constraints:

July 2013	Notify the county commissioner's court of the provisions of the bill
October 2013	Make program changes to TxDMV's automated systems (RTS and TxIRP Interface)
December 2013	Notify tax assessor-collectors and dealers of the provisions of the bill
January 2014	Update the TxDMV website



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Candy Southerland
Division: Vehicle Titles and Registration

Bill Number: HB 1678
Author: Frullo
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the issuance of specialty license plates for Surviving Spouses of disabled veterans of the United States armed forces.

Brief Summary of the Legislation:

HB 1678 provides that a surviving spouse of a disabled veteran who had Disabled Veteran (DV) License Plates at the time of his/her death is eligible to receive a Surviving Spouse of Disabled Veteran license plate at the same pricing structure as the DV plate. The surviving spouse would be entitled to pay \$3 for the first set of license plates, but pay no registration fee for the first set. There is no fee for each additional set of license plates, although registration would have to be paid.

Sections affected:

All

Summary and scope of implementation activities:

The VTR division will work with IT division to provide programming specifications to change the department's automated system to implement the new pricing structure for surviving spouses of disabled veterans. The website and registration manual will be updated with the new pricing structure. VTR will notify the county tax assessor-collectors and other affected parties of the change in the pricing structure. VTR will provide OGC information to create the rules making package for consideration by the board.

Proposed schedule and constraints:

July 2013	Revised rules provided to OGC
September 2013	The TxDMV board will adopt proposed rules
September 2013	Revise Registration Manual
September 2013	VTR will revise applicant form (Form VTR-425)
August 2013	Update the department's automated system
September 2013	Update the department's website



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SMEs: Whitney Brewster | LaDoña Castanuela
Division: Motor Vehicle

Bill Number: HB 1692
Author: Gutierrez
Effective Date: January 1, 2014

- Does the bill require administrative rules?
- Does the bill create a fiscal impact?
- Does the bill require technology changes?
- Does the bill require procedure changes?

Bill Caption: Relating to the regulation of motor vehicle dealers, manufacturers, and distributors.

Brief Summary of the Legislation:

HB 1692 authorizes the transfer of administrative hearings for lemon law and warranty performance cases from the State Office of Administrative Hearings (SOAH) to the TxDMV. Mediation will now be required on all franchise termination and protest cases involving licensed franchise dealers and manufacturers, and lemon law and warranty performance cases. The bill also created a position for a new chief hearings examiner to oversee the administrative hearings process.

Sections affected:

All

Summary and scope of implementation activities:

TxDMV will create a new, independent office consisting of a chief hearings examiner, one or more hearings examiners, and legal assistants to handle the work associated with the lemon law and warranty performance hearings. The executive director will hire the chief hearings examiner. The chief hearings examiner will hire the remaining staff for the new division by January 1, 2014. MVD submitted a rule package to OGC in June 2013. The MVD and ENF divisions will provide business requirements to the IT division to modify the LACE system to accommodate the new hearings process.

Proposed schedule and constraints:

November 2013	Board adopts final rules
November 2013	Hire a chief hearings examiner and create the Case Administration/Hearings Division
November 2013 – January 2014	Hire additional staff for the new division
January 2014	New division initiates operations and the LACE system is updated



Texas Department of Motor Vehicles

Bill Number: HB 1726
Author: Bohac
Effective Date: Immediate effect

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to shipping coordination services for state agencies.

Brief Summary of the Legislation:

HB 1726 allows the comptroller to contract with a vendor to oversee shipping logistics and coordination services for all state agencies and requires the contract to be paid from the anticipated cost savings realized under the contract. The vendor must arrange the shipment of goods, parcels and freight using the shipping company selected by the state agency through competitive bidding that provides the best value to the agency for shipment.

The bill requires the vendor to keep records of each shipment arranged for a state agency, including the cost of the shipment, the type of goods, parcels, or freight shipped, and the weight of the goods, parcels, or freight shipped.

The comptroller may provide contracting opportunities for vendors that employ veterans or other persons with disabilities whose products and services are available under the Texas Council on Purchasing from People with Disabilities Act.

Sections affected:

All

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Sharon Brewer
Division: Administration

Bill Number: HB 2020
Author: Crownover
Effective Date: Immediate effect

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the adoption of wellness policies and programs by state agencies.

Brief Summary of the Legislation:

HB 2020 allows a state agency to develop a wellness program designed to increase work productivity and capacity and reduce health insurance costs. A state agency may provide financial incentives for participation in a wellness program after the agency establishes a written policy with objective criteria for providing the incentives. An agency can also offer on-site clinic or pharmacy services, and adopt additional wellness policies as determined by the agency.

Sections affected:

All

Summary and scope of implementation activities:

The HR division will work with the executive office to determine if the TxDMV can provide financial incentives for participation in a wellness program.

Proposed schedule and constraints:

July-October 2013 Evaluate options for wellness program.



Texas Department of Motor Vehicles

Bill Number: HB 2155
Author: Callegari
Effective Date: Immediate effect

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to eligibility of certain dependents for coverage under the state employee group benefits program.

Brief Summary of the Legislation:

HB 2155 changes the definition of a dependent related to eligibility for the state's Group Benefits Program, specifically for the coverage of a child that is mentally or physically incapacitated. The child is eligible if they are mentally or physically incapacitated to the extent that the child is dependent on the individual for care or support, as determined by the ERS Board and the child's coverage has not lapsed.

Sections affected:

All

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Analyst: Jeremiah Kuntz

SMEs: Jeremiah Kuntz | Linda Flores | Michelle Schmitt | Randy Elliston

Division: FNS | VTR | GSC

Bill Number: HB 2202

Author: Pickett | McClendon

Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the disposition of fees collected by or on behalf of the Texas Department of Motor Vehicles; authorizing fees.

Brief Summary of the Legislation:

HB 2202 created a new fund titled the Texas Department of Motor Vehicles fund, inside the state treasury. At the same time the Legislature passed the funds consolidation bill which abolished the newly created fund and redirected the revenue to the General Revenue account. Various fees collected by the TxDMV which are currently deposited into the state highway fund, will now be deposited into the general revenue fund beginning on September 1,

The TxDMV board was also granted the authority to create a processing and handling fee to cover costs of the department, county tax assessor-collectors and county deputies related to registration. The bill grants the board rulemaking authority to set the compensation for county tax assessor-collectors and their deputies to be paid out of the fee.

The TxDMV board is authorized to create new classification types of deputies that may perform titling and registration duties, identify the duties and obligations of deputies, and approve the fees that may be charged or retained by deputies and the type and amount of any bonds. Tax assessor-collectors (TACs), with the approval of the commissioner's court of the county, may deputize an individual or business entity to perform titling and registration services in accordance with the TxDMV's rules.

Sections affected:

All

Summary and scope of implementation activities:

The Finance and Administrative Services division will work with the comptroller's office to set up accounting in USAS to track revenue from transferred fees and agency expenditures. FNS and GSC, with input from VTR, will evaluate the agency's projection of revenue and expenditure to in order to create the recommended processing and handling fee for board consideration. VTR and FNS will provide information to OGC to create rules for the registration processing and handling fee. VTR will also provide information to OGC to create rules for county deputy classifications.

Proposed schedule and constraints:

July-August 2013	FNS will work with the comptroller to set up accounting system in USAS to track revenue from transferred fees and agency expenditures
July- October 2013	FNS, VTR, and GSC evaluate revenue projection and develop recommendation for the board VTR will provide draft rule language to OGC for classifications of deputies



Texas Department of Motor Vehicles

Bill Number: HB 2300
Author: Keffer
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the creation of County Energy Transportation Reinvestment Zones.

Brief Summary of the Legislation:

HB 2300 allows counties to create energy transportation reinvestment zones. After a county commissioners' court determines an area is affected by oil and gas exploration and production activities, the county may designate a geographic area in the county to be a county energy transportation reinvestment zone, and may jointly administer one in conjunction with another county or counties. A county energy transportation reinvestment zone terminates on December 31 of the 10th year after the zone was designated, if before that date the county has not used the zone for the purpose for which it was designated.

The commissioners' court of a county may enter into an agreement with TxDOT to designate a county energy transportation reinvestment zone for a specified transportation project involving a state highway located in the proposed zone.

An advisory board of a county energy transportation reinvestment zone will provide how the board shall be administered.

The county commissioners' court is permitted to accept donations of labor, money, or other property to aid in the building or maintenance of roads, culverts, and bridges in a county if the commissioners' court enters into an agreement of release of liability regarding the donations. In addition, a county may be authorized by the commission to have a road utility district formed that has the same boundaries as a County Energy Transportation Reinvestment Zone, which may issue bonds to pay all or part of the cost of a transportation project and pledge and assign specific amounts of tax increment money to secure those bonds.

Sections affected:

None

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Analyst: Katharine Chambers
SME's: Candy Southerland | Laura Dennis | Linda Flores
Division: VTR | FNS | GSC

Bill Number: HB 2305
Author: Rodriguez of Travis
Effective Date: March 1, 2015

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to inspection of compressed natural gas containers on motor vehicles.

Brief Summary of the Legislation:

HB 2305 establishes a combined vehicle safety and vehicle registration sticker. The bill requires the Department of Public Safety (DPS) and the Department of Motor Vehicles (TxDMV) to replace the current dual inspection/registration sticker system with a single registration sticker. A motor vehicle may not be registered without proof of a safety and/or emission inspection, either electronically or via a printed inspection report. If the database information is not available when an individual is registering their motor vehicle, showing that the individual's vehicle has passed inspection, the owner of the vehicle may present a vehicle inspection report issued for the vehicle at time of inspection.

A vehicle owner will now be required to obtain an inspection certificate not earlier than 90 days before the date of expiration of the vehicle's registration. In addition, a used motor vehicle sold by a licensed auto dealer must be inspected in the 180 days preceding the date the dealer sells the vehicle.

DPS is required to provide TxDMV with a notice of all vehicles which did not pass inspection. In order for a vehicle that was last registered or titled in another state or county to be titled in Texas, the county assessor-collector shall verify that the vehicle has passed the required inspections.

TxDmv and DPS are required to enter into an agreement regarding the timely submission by DPS of inspection compliance information to TxDMV.

TxDmv and DPS are required to establish rules to enforce the inspection requirements for vehicles with multi-year registration in Chapter 548, Transportation Code. The bill provides that TDMV may assess a fee to cover the department's administrative costs of implementing the rules.

The TxDMV or the county tax assessor-collector that registers a motor vehicle, which is subject to an inspection fee, is required to collect the portion of the inspection fee required to be remitted to the state at the time of registration. The TxDMV or county tax assessor-collector is required to remit the fee to the comptroller.

Sections affected:

SECTIONS 4, 10, 11, 12, 21, 28, 29

Summary and scope of implementation activities:

In order to accurately implement HB 2305, TxDMV will work closely with DPS and TCEQ to adopt rules to implement the program. VTR and FNS will ensure all programming changes are made for inspection and registration fees remitted to the comptroller's office. Program changes will be made to the TxDMV's automated systems, forms, and website. VTR will notify the county tax assessor offices, law enforcement and other agency partners of all changes. GSC will work with VTR and DPS to create a public awareness campaign about the new inspection requirements for vehicle registration.

TxDMV, DPS, and TCEQ will all adopt rules to implement the bill by March 1, 2014. All provisions of the bill take effect by September 1, 2015.

Proposed schedule and constraints:

August 2013	Notify county tax assessor-collectors, auto dealers, and other stakeholders of the provision of the bill
November 2013	Submit rules request packet to OGC
August - September 2013	Meet with DPS, OGC and, TCEQ inspection to draft rules
October 2013	Board meeting for consideration of proposed rules
February 2014	Final rules presented to the TxDMV board for adoption
July 2014	Update TxDMV's automated system (RTS and TxIRP interface) Update forms and TxDMV website Conduct staff and county training
July 2014-January 2015	Public outreach and education
January 2015	Notify county tax assessor collectors, auto dealers, and other stakeholders of effective date of implementation.



Texas Department of Motor Vehicles

Bill Analyst: Katharine Chambers
SME's: Theodore Kosub
Division: Vehicle Titles and Registration

Bill Number: HB 2394
Author: Perry
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to a study on the feasibility of requiring title for all trailers, semitrailers, and travel trailers not considered manufactured housing.

Brief Summary of the Legislation:

HB 2394 directs TxDMV to conduct a study of the feasibility of requiring title for each trailer, semitrailer, or travel trailer that is not manufactured housing. TxDMV is required to use input from local government entities that provide title services for trailers, automotive theft experts, statewide associations representing agricultural entities, and statewide association of counties. TxDMV may request assistance from the comptroller in conducting the study.

The study shall:

- Determine the cost and feasibility of assigning VINs;
- Develop options for obtaining title;
- Evaluate the process of inspection, verification, and assignment of VINs;
- Develop recommendations for requiring the permanent affixation of VINs;
- Determine the approximate fiscal impact from theft and evaluate options to decrease trailer theft; and
- Evaluate level of access individuals in rural areas have to obtain title.

Sections affected:

All

Summary and scope of implementation activities:

The VTR and GSC divisions will work with stakeholders such as local government entities providing title services, automotive theft experts, and statewide associations representing agricultural entities, statewide associations of counties and the Texas Department of Public Safety to develop the study.

The two divisions will complete the study and submit a report including legislative solutions to any problems identified during the study to the lieutenant governor, the speaker of the house of the representatives, and the presiding officer of each legislative standing committee with primary jurisdiction over motor vehicles no later than September 1, 2014.

Proposed schedule and constraints:

September 2013	Meet with comptroller's office to discuss study and comptroller's office role
October 2013	Meet with stakeholders to discuss study and outline steps to meet June, 2013 deadline
October 2013 – January 2014	Work groups monthly meetings
February – March 2014	Meetings to discuss outcome of individual work group's conclusions and formulate a draft of study
May 2014	Present final draft of study to group
June 2014	Submitted draft study to TxDMV executive office for review
July 2014	Final draft of study submitted to TxDMV board for approval
August 2014	Final study submitted to the legislature to meet September 1, 2014 deadline



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Aline Aucoin | Eric Obermier
Division: General Counsel

Bill Number: HB 2414
Author: Button
Effective Date: June 14, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to open meetings of governmental bodies held by videoconference call and to written electronic communications between members of a governmental body.

Brief Summary of the Legislation:

HB 2414 allows a member or employee of a governmental body to participate remotely in a meeting of the governmental body by means of a videoconference call if the video and audio feed to the member or employee's participation is broadcast live at the meeting. A member who participates in a meeting in this manner must be counted present at the meeting. The governmental body is required to make available to the public at least one suitable physical space located in or within a reasonable distance of the geographic jurisdiction of the governmental body that is equipped with videoconference equipment that provides an audio and video display, as well as a camera and microphone by which a member of the public can provide testimony or actively participate in the meeting. The member presiding over the meeting must be present at that physical space. Any member of the public present at that physical space must be provided with the opportunity to participate in the meeting by means of a videoconference call in the same manner as a person who is physically present at a meeting of the governmental body that is not conducted by videoconference call. The notice of the meeting to be held by videoconference call must specify as a location of the meeting the location of the physical space. The physical location must have two-way audio and video communication with each member who is participating by videoconference call during the entire meeting. Each participant in the videoconference call, while speaking, must be clearly visible and audible to each participant, and during the open portion of the meeting, to the members of the public in attendance at the physical location and at any other location of the meeting that is open to the public.

The bill also allows for a new media for board members to communicate. Communication or exchange of information between members of a governmental body about public business or public policy over which the governmental body has supervision or control does not constitute a meeting or deliberation if the communication is in writing, the writing is posted to an online message board or internet application that is viewable and searchable by the public, and the communication is displayed in real time and displayed on the online message board or similar Internet application for no less than 30 days after the communication is first posted. The governmental body cannot have more than one online message board or similar Internet application that is used for this purpose, and it must be owned or controlled by

the body, prominently displayed on the primary webpage, and no more than one click away from the governmental body's primary webpage. The online message board or Internet application may only be used by members of the governmental body or staff members who have received specific authorization from a member of the governmental body. In the event that a staff member posts a communication to the online message board or application, the name and title of the staff member must be posted along with the communication. If the governmental body removes a communication from the online message board or Internet application that has been posted for at least 30 days, the governmental body must maintain the posting for six years. This communication is considered public information and must be disclosed in accordance with Chapter 552, Government Code (Public Information Act). The governmental body cannot vote or take any action that is required to be taken at a meeting by posting a communication to the online message board or Internet application. In no event shall a communication or posting to the online message board be construed to be an action of the governmental body.

Sections affected:

All

Summary and scope of implementation activities:

The Information Technology (IT) division will evaluate the technology options available to conduct board meeting by videoconference. IT will prepare a cost estimate and scope and provide it to the executive director for consideration.

Proposed schedule and constraints:

July-October 2013	Prepare scope of work and cost estimate for videoconference equipment.
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Texas Department of Motor Vehicles

Bill Analyst: Katharine Chambers
SME's: Joshua Kuntz
Division: Information Technology

Bill Number: HB 2422
Author: Gonzales
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to consideration of cloud computing services when a state agency purchases services for a major information resources project.

Brief Summary of the Legislation:

HB 2422 creates a definition of advanced Internet-based computing service as “a service that provides network access to a shared pool of configurable computing resources on demand, including networks, servers, storage, applications, or related technology services, that may be rapidly provisioned and released by the service provider with minimal effort and interaction.” The term does not include telecommunications service or the act of hosting computing resources dedicated to a single purchaser.

A state agency may consider advanced Internet-based computing service options when making purchases for a major information resources project including any cost associated with purchasing those service options. The agency is required to ensure that information resources projects that use advanced Internet-based computing service options meet or exceed required state standards for cyber security.

DIR, using existing resources, may review the process for the coordinated development, hosting, and management of computer software for state agencies that use advanced internet-based computing services.

Sections affected:

All

Summary and scope of implementation activities:

The Information Technology (IT) Division will establish a documented process as it relates to cloud services. IT will establish documented standards and define what constitutes an application or service to utilize cloud services. Develop and establish new security policies.

Proposed schedule and constraints:

July 2013	IT security manual pilot review of draft completed
July – August 2013	IT managers draft review
August 2013	Initial meeting with IT and EPMO stakeholders to define the expected outcome and assign action items
August – September 2013	OGC review of IT security manual draft
September 2013	Progress review
September – October 2013	Executive office review and approval IT security manual
October 2013	IT security manual draft processes complete



Texas Department of Motor Vehicles

Bill Number: HB 2462
Author: Thompson
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to automobile club memberships offered in connection with certain motor vehicle retail installment contracts.

Brief Summary of the Legislation:

HB 2462 allows a retail seller to offer to sell to the retail buyer an automobile club membership at the time the retail installment contract is executed. The retail seller is required to give the buyer written notice at the time the retail installment contract is executed, that the membership is not required as a condition for approval of the contract. The buyer must also receive written notice that they are entitled to cancel the membership and receive a full refund before the 31st day after the date the contract is executed. The amount charged for the membership must be reasonable. The retail seller must also notify the retail buyer if the membership includes services that are provided by the manufacturer as part of the motor vehicle purchase.

Sections affected:

None

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Candy Southerland
Division: Vehicle Titles and Registration

Bill Number: HB 2485
Author: J. D. Sheffield
Effective Date: September 1, 2013

- Does the bill require administrative rules?
- Does the bill create a fiscal impact?
- Does the bill require technology changes?
- Does the bill require procedure changes?

Bill Caption: Relating to Air Medal and Air Medal with Valor specialty license plates.

Brief Summary of the Legislation:

HB 2485 requires the TxDMV to issue specialty license plates for recipients of the Air Medal and Air Medal with Valor. The license plates must include the Air Medal emblem and include the words "Air Medal" at the bottom of each plate. License plates, issued under this Act, not personalized, must include the letter "V" as a prefix or suffix to the numerals on each plate.

Vehicles with these plates are exempted from payment of a parking fee at parking meters charged by a governmental authority other than a branch of the federal government when being operated by or for the transportation of the person who registered the vehicle.

Sections affected:

All

Summary and scope of implementation activities:

The VTR division will work with the administration support staff to design and manufacture the new specialty license plate. Additionally, the division will provide programming specifications to the IT division to update the department's automated systems to include the new license plates. VTR will also provide information to GSC to update the TxDMV website to reflect the new license plate designs.

The VTR division will revise the motor vehicle registration manual and applicable publications and notify county tax assessor-collectors and other affected partners of the provisions of this bill through the registration and title bulletin.

Proposed schedule and constraints:

July – August 2013	Design a new category of specialty license plate
August 2013	Update TxDMV automated systems (RTS and TxIRP interface)
August 2013	Revise existing application form to add the new specialty plate type
September 2013	Revise the Registration Manual

September 2013

Facilitate the manufacture and issuance of the new specialty license plate

Update the TxDMV website

Notify TACs, law enforcement agencies, toll authorities, local governments and all affected partners of the provisions of the bill



Texas Department of Motor Vehicles

Bill Number: HB 2612
Author: Flynn
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to liability for damage to a county road.

Brief Summary of the Legislation:

HB 2612 allows a road supervisor to prohibit or restrict the use of a road or a section of a road under the supervisor's control by any vehicle that will unduly damage the road if a more suitable alternative road is available within the county at the time. The road supervisor shall post notices that state the road and the expected duration of the prohibition or restriction, and identify the alternate route before prohibiting or restricting the use of a road. The bill also removes language requiring posting the maximum load permitted and the time the use of the road is prohibited.

A commissioner's court may identify an alternate route to a road and require heavy vehicles having a gross weight of more than 60,000 pounds to travel the alternate route in order to prevent excessive damage to the road due to the volume of traffic by such heavy vehicles. An alternate route identified under this subsection would be required to be of sufficient strength and design to withstand the weight of the vehicles traveling the alternate route, including any bridges or culverts along the road, and located within the same county as the road described.

A person who is required to operate or move a vehicle or other object on an alternate route identified under this section is not liable for damage sustained by the road, including a bridge, as object, unless the act, error, or omission resulting in the damage constitutes wanton, willful, and intentional misconduct; or gross negligence.

Sections affected:

None

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Mark Gladney | Bill Harbeson
Division: Enforcement

Bill Number: HB 2690
Author: Elkins
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the sale of a motor vehicle by an unlicensed seller.

Brief Summary of the Legislation:

HB 2690 authorizes a peace officer, to cause a vehicle that is being offered for sale by a person to be towed from the location where the vehicle is being offered for sale.. If, a person is engaged in business as a dealer without a license in violation of Section 503.021 (Dealer General Distinguishing Number).

A peace officer is authorized to cause the vehicle to be towed only if the peace officer has probable cause that the vehicle is being offered for sale by a person engaged in business as a dealer in violation of Section 503.021, the peace officer has complied with the notice requirements, and the notice was attached to the vehicle not less than two hours before the vehicle is caused to be towed.

HB 2690 requires a peace officer, an appropriate local government employee, or a TxDMV investigator, before the vehicle is towed, to attach a conspicuous notice to the vehicle's front windshield, or if the vehicle has no front windshield, to a conspicuous part of the vehicle. The notice must state:

- 1) The make and model of the vehicle and the license plate number and vehicle identification number of the vehicle, if any
- 2) The date and time the notice was affixed to the vehicle;
- 3) That the vehicle is being offered for sale in violation of Section 503.021,
- 4) That the vehicle and any property on or in the vehicle may be towed and stored at the expense of the owner of the vehicle no less than two hours after the notice is attached to the vehicle if the vehicle remains parked at the location; and
- 5) The name, address, and telephone number of the vehicle storage facility where the vehicle will be towed.

The bill authorizes a peace officer, once notice has been attached to a vehicle, to prevent the vehicle from being removed by a person unless the person provides evidence of ownership in the person's name or written authorization from the owner of the vehicle for the person to offer the vehicle for sale in a manner other than by consignment.

Sections affected:

All

Summary and scope of implementation activities:

The enforcement (ENF) division will develop a notice which can be placed on a vehicle windshield that is identifiable by law enforcement. ENF will also educate its investigators regarding the placement of the notice. The ENF will notify law enforcement of the provision of this bill and provide GSC with information to update the TxDMV website.

Proposed schedule and constraints:

July - September 2013	Design vehicle notice. Educate TxDMV investigators regarding the placement of the notice on the vehicle’s front windshield or, if no front windshield, a conspicuous part of the vehicle, as well as the procedure when such a notice is warranted.
September 2013	Update the TxDMV website.



Texas Department of Motor Vehicles

Bill Analyst: Katharine Chambers
SME's: Christopher Bunton
Division: Information Technology

Bill Number: HB 2738
Author: Elkins
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to a study by the Department of Information Resources regarding state agency technology efficiency.

Brief Summary of the Legislation:

HB 2738 requires the Department of Information Resources (DIR) to conduct a study to identify legacy systems currently maintained by state agencies other than higher education institutions. The bill defines "legacy system" as a computer system or application program that is operated with obsolete or inefficient hardware or software technology. The bill permits the department to contract with a private vendor to conduct the study which includes:

1. An inventory of the systems maintained by state agencies;
2. Annual cost and availability of resources to maintain the systems;
3. Security risks related to use of the systems;
4. If feasible, a cost estimate for updating the systems; and
5. A plan for assessing and prioritizing statewide modernization projects to update or replace the systems.

Each state agency, on request by DIR, is required to provide the department information necessary for the study. DIR may also require a state agency to clarify or validate the information provided.

DIR is required to submit a report on its findings from the study and recommendations no later than October 1, 2014 to the governor, lieutenant governor, speaker of the house, House Technology Committee and the Senate Committee on Government Organization.

- governor;
- lieutenant governor;
- speaker of the house of representatives;
- House Technology Committee; and
- Senate Committee on Government Organization

Sections affected:

SECTION 1

Summary and scope of implementation activities:

During the time of the study, each agency is required to provide information to DIR as needed to support them while they are conducting the study.

Proposed schedule and constraints:

The schedule for implementation is dependent on direction from DIR or its contractor.



Texas Department of Motor Vehicles

Bill Analyst: Katharine Chambers
SME's: Randy Elliston | Bill Harbeson | Jimmy Archer |
Division: VTR | MCD | MVD | ENF

Bill Number: HB 2741
Author: Phillips
Effective Date: Immediate effect for: Late Title Penalty Cap, DV Motorcycle Plates, and General Plate Penalty | 09/01/13 - All other sections

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the regulation of motor vehicles by counties and the Texas Department of Motor Vehicles; authorizing a fee; creating an offense.

Brief Summary of the Legislation:

HB 2741 makes various changes to the statutes of the TxDMV that were transferred from TxDOT relating to motor carriers, oversize/overweight permits, vehicle titles and registration and other provisions relating to the agency's operations.

General Clean Up

The bill amends the Transportation Code by removing the term "wire service agent" because the term is no longer being used for government or private business transactions. In addition, "commercial motor vehicle" was redefined to mean a motor vehicle, other than a motorcycle, designed or used primarily to transport property. The term includes a passenger car reconstructed and used primarily for delivery purposes. The term does not include a passenger car used to deliver the United States mail. The definition for "permit" was added, meaning a document in lieu of registration that authorizes the operation of a vehicle on a public highway and the definition of "shipping weight" was added to mean empty weight. In addition, the Transportation Code was amended by adding 150 pounds per person for the gross weight on a bus in the definition of net carrying capacity.

Motor Carriers

HB 2741 made various changes relating to the motor carrier industry and created three new permits. The governor is authorized to waive permits for motor carriers of oversize/overweight loads that are performing emergency assistance, waiving operating authority, vehicle registration and fuel tax requirements (to the extent allowed by federal law) when an emergency is declared by the president.

The new permits authorized this session include annual permits for ready-mixed concrete trucks; and vehicles transporting timber; and a permit to deliver relief supplies during a national emergency. The annual permit for ready-mixed concrete trucks applies to vehicles equipped with three axles, if the vehicle owner wishes to operate the vehicle in excess of the legal weights; the permit fee is \$1,000.

The annual timber permit allows timber haulers to exceed legal gross weight by a tolerance of five percent with up to 44,000 pounds on a tandem axle group and requires them to select the timber counties in which they wish to haul their load. This will allow permitted vehicles to haul nearly 6,000 pounds more on a tandem axle than what is currently allowed with a Weight Tolerance Permit. The annual fee for the timber permit will be \$1,500. Fifty percent of the fee will be deposited to the State Highway Fund, and the remaining fifty percent will be divided equally among all counties selected on the permit.

TxDMV is now authorized to audit and fine shippers through administrative penalties that load over the legal limit onto motor carriers, in the same way the agency conducts these activities with motor carriers. The Transportation Code was also amended to prohibit a county or municipality from requiring a permit, bond, fee, or license for the movement of equipment on the state highway system. In addition, it provides that a permit is void at the time the owner or the owner's representative fails to comply with a rule of the board or with a condition placed on the permit.

Motor Vehicle Dealer and Manufacturer Licensing

The bill provides that termination of a dealer franchise requires compliance with current law regarding termination or discontinuance of franchise, and for additional payment to franchise dealers. Additional payments to franchise dealers apply when a manufacturer, distributor, or representative terminates or discontinues a franchise by discontinuing a line-make; ceasing to do business in Texas; or changing the distributor or method of distribution of its products.

The legislation further allows the Board to deny, revoke, or suspend a license or take disciplinary action after "an opportunity for a hearing" is provided.

Should a person apply for a salvage vehicle dealer license, he or she would no longer be required to sign an application for their license.

The term "towable recreational vehicle" (TRV) is removed from Transportation Code §728.002 –also known as the Blue Law-, subsection (d). TRV is not a motor vehicle and should not have been included in this list of motor vehicles.

A provision in the Occupations Code requiring the application for a manufacturer's license to include a document stating terms and conditions of each warranty agreement in effect at the time of the applications was repealed. Additionally, the requirement for decisions to be attested by the MVD director or have a seal affixed to an order and decisions of a contested case were repealed. The requirement for independent mobility motor vehicle dealers, applicants for wholesale motor vehicle auction general distinguishing numbers and applicants for dealer's or manufacturer's license plates to swear to the truth of the information contained in the application before an authorized officer to administer oaths was also repealed.

Finally, the legislation allows the board to adopt rules requiring refunds for overpayment of license fees that are more than \$10.

Motor Vehicle Titling and Registration

Various changes were also made to vehicle title processes and requirements. The Transportation Code was amended to require a legal name for titling. TxDMV is also required to include on each title an optional right of survivorship agreement to provide that the motor vehicle will be owned by the surviving owners when one or more of the owners die.

The process for appealing a decision to deny title was amended to allow appeals to be made in district court in addition to a county court. Additionally, changes to the Transportation Code were clarified that a justice of the peace and municipal court judge may not order the department to change the type of title for a non-repairable vehicle titled after September 1, 2003 or a vehicle that has been issued a certificate of authority so that those vehicles may not be placed back into operation.

The registration statutes were amended to reinstate the authority for a county tax assessor-collector to register a vehicle for a claimed owner who has lost or misplaced the registration receipt or transfer receipt for the vehicle, provided the claimed owner show satisfactory evidence, by affidavit or otherwise, that he or she owns the vehicle.

Fees

Fees were changed providing that the late title transfer penalty which accrues at \$25 per month was limited to a maximum penalty of \$250. In addition, TxDMV is now authorized to credit an individual who is wishing to transfer his or her vehicle to a dealer and has paid for more than one year of registration the remaining amounts of unused registration.

License Plates

Chapter 504 of the Transportation Code was amended to re-establish a penalty for failing to display two license plates on a vehicle. A general penalty of a misdemeanor with a fine of not less than \$5 or more than \$200 was also added for all other license plate violations.

County Tax Assessor-Collectors and Deputies

HB 2741 amended the Transportation Code to require a bond for lease equipment provided to a deputy appointed by a TAC. The bond may be for the value of the equipment.

A county is now allowed to contract with another county to perform mail-in and online registration and titling duties and responsibilities. There were also changes to allow the registration transaction to be performed by a county adjacent to a county where the TAC office is closed for a protracted amount of time. This provision would only be utilized if the adjacent county agrees to accept the registration applications. Additionally, changes were made to require all TAC's to submit funds to the state by electronic funds transfer.

The Transportation Code was amended to allow neighborhood electric vehicles (NEVs) to be operated in the same way as golf carts. Such operation would exempt NEVs from insurance requirements.

Disabled Placards

Applications for a disabled parking placard may now be submitted to the county tax assessor-collector of the county where the applicant is seeking medical treatment if the applicant is from out of state rather

than just their county of residence. Applicants may now use military identification or a driver's license issued by another state or country if the applicant has entered Texas for the purpose of medical treatment. The identification requirement was changed to accommodate the other changes which allow persons out of their county to apply for a placard. The statute was also amended to limit the term the placard is valid to six months for persons submitting an application from out of state or out of country. Finally, a disabled parking placard issued to a person with a permanent disability would be required to be replaced or renewed on request of the person to whom the initial card was issued without presentation of evidence of eligibility.

The bill also amends the statutes addressing the issue of seized disabled placards. Law enforcement officers who seize a placard shall destroy the placard and notify the TxDMV rather than submitting each seized placard to the department. This change was made to save TxDMV and law enforcement time and money. Current practice is for seized placards to be destroyed upon receipt by TxDMV employees.

Summary and scope of implementation activities:

The VTR division will work with county tax assessor-collectors and industry as well as other divisions within the TxDMV to implement the provisions of HB 2741.

VTR will provide business requirements to the IT division to implement technology changes to the Registration Titling System (RTS) for optional titling of trailers, to limits to the penalty for late title transfer to \$250, and to allow individuals who wish to transfer their vehicle to a dealer, having paid for more than one year of registration to be credited the remaining amounts of unused registration. In addition, new and updated specialty license plates will also be programmed into RTS.

Finally, VTR will update all manuals, forms and publications. The division will work with the Office of the General Counsel (OGC) to draft or amend the administrative rules.

The Motor Carrier Division (MCD) will work with OGC to draft or amend the administrative rules. OGC is working with MCD, to prepare administrative rules regarding the three new permits: Ready-Mixed Concrete truck permit, Timber permit, and the Emergency permit.

The MCD will coordinate with the Texas Department of Public Safety to implement rules regarding TxDMV's authority to deny registration for chameleon carriers.

MVD has drafted and submitted to OGC a rule package containing changes to rules, including new definitions for "division" and "director" and other clean-up provisions.

The Enforcement Division has submitted information to OGC to amend rules regarding the board's authority to deny, revoke, or suspend a license or take disciplinary action.

Proposed Schedule and Constraints:

June - August 2013	Notify county tax assessor-collectors and stakeholders of the provision of this bill
August 2013	Update form; provide staff training, and change the TxDMV website
August–October 2013	Propose rules for comment

September 2013	Complete programming changes to TxDMV automated systems
February 2014	Possible effective date of rule
September 2014	Complete changes to license procedures



Texas Department of Motor Vehicles

Bill Number: HB 2873
Author: Harper-Brown
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the development of a model contract management process for use with low-risk state procurements.

Brief Summary of the Legislation:

HB 2873 requires the contract advisory team of the Comptroller's Office to identify the types of contracts that pose a low risk of loss to the state. The team then is required to develop a model contract management process for use with these low-risk procurements.

The model contract management process developed by the contract advisory team would have to be included in the comptroller's contract management guide for state agencies. The comptroller will include in the guide recommendations on the appropriate use of the model.

Sections affected:

None

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Analyst: Katharine Chambers
SME's: Michael Bresnok
Division: Vehicle Titles and Registration

Bill Number: HB 2874
Author: Harper-Brown
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the designation by the Texas Department of Motor Vehicles of the registration year for certain vehicles sold by a dealer.

Brief Summary of the Legislation:

Currently, a Texas dealership has up to 30 days to submit the car purchase information to the county tax assessor-collector, and the submission date in practice becomes the date of sale, rather than the actual date of purchase.

HB 2874 requires TxDMV to use the date of sale of the vehicle in designating the registration year for a vehicle bought by a dealer rather than the date of the transaction. The changes only apply to a vehicle registered on or after the effective date of the bill.

Sections affected:

All

Summary and scope of implementation activities:

VTR will notify the county tax assessor-collectors and other stakeholders of the provisions of the bill. VTR will also provide information to GSC to update the TXDMV website.

Proposed schedule and constraints:

August 2014	Complete program changes to TxDMV's automated systems (RTS and TxIRP Interface)
September 2014	Update the TxDMV website



Texas Department of Motor Vehicles

Bill Number: HB 3093
Author: Elkins
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the powers and duties of the Department of Information Resources and the Legislative Budget Board regarding information resources technologies of state agencies.

Brief Summary of the Legislation:

HB 3093 requires the Texas Department of Information Resources (DIR) to coordinate with a quality assurance team (QAT), comptroller, and the Legislative Budget Board (LBB) to develop state contracting standards for information resources technology acquisition and purchased services. In addition, DIR is required to work with state agencies to ensure deployment of standardized contracts.

DIR is required to execute an identity management pilot program to address the delivery, support, maintenance, and operation of a centralized identity management technology. DIR is instructed to select certain state agencies to assist with the pilot program as needed. A report on the assessments made that identifies the short-term and long-term costs, risks, benefits, and other impacts to state agencies and the State of Texas of implementing centralized identity management is required to be submitted to the governor, lieutenant governor, speaker of the House of Representatives and certain legislative committees by November 1, 2014.

The bill requires DIR, in consultation with the QAT, Legislative Council and LBB, to review existing statutes, procedures, data, and organizational structures in order to provide improvements for efficiency, customer service, and transparency in information technology. A report of the findings is required to be sent to the governor, Lt. lieutenant governor, speaker of the House of Representatives and certain legislative committees by December 1, 2014.

Sections affected:

None

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Michelle Schmidt
Division: Finance and Administrative Services

Bill Number: HB 3116
Author: Cook
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the recovery of uniform statewide accounting project costs from state agencies and vendors.

Brief Summary of the Legislation:

Under current law, "Enterprise resource planning" includes the administration of a state agency's general ledger, accounts payable, accounts receivable, budgeting, inventory, asset management, billing, payroll, projects, grants, and human resources, including administration of performance measures, time spent on tasks, and other personnel and labor issues. HB 3116 amends this definition to include "purchasing."

HB 3116 also allows the comptroller to recover uniform statewide accounting project costs from a vendor that uses the commission purchasing system. Current law already allows the comptroller to recover these costs from state agencies.

Sections affected:

All

Summary and scope of implementation activities:

None. Provided for informational information purposes only.



Texas Department of Motor Vehicles

Bill Analyst: Katharine Chambers
SME's: Anita Orr
Division: Vehicle Titles and Registration

Bill Number: HB 3126
Author: Lucio III
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to optional fees imposed on vehicle registered in certain counties to fund transportation projects.

Brief Summary of the Legislation:

HB 3126 changes the maximum optional vehicle registration fee that may be imposed by certain counties. Cameron and Hidalgo are the only two counties currently eligible to collect the fee, and both collect \$10. The bill provides that the optional county fee for transportation projects (County Mobility Fee) may be increased up to \$20 in a county described with a population of less than 700,000, with voter approval. Hidalgo County has a population over 700,000, so the fee would remain at a maximum of \$10. Cameron County's population is less than 700,000; therefore, the fee could be increased up to \$20 with voter approval.

Sections affected:

All

Summary and scope of implementation activities:

Changes to this fee are contingent on the passage of a referendum by the county. The VTR division will provide business requirements to the IT division to program changes to the department's automated systems (RTS and TxIRP interface). The VTR division will also revise publications, forms, the Registration Manual, and fee chart. VTR will also provide information to the GSC division to update the TxDMV website. VTR will notify the county tax assessor-collectors, auto dealers, and other partners of the provisions of the bill.

Proposed schedule and constraints:

- | | |
|------------------------|--|
| 1 month from election | Notify the county tax assessor-collectors, auto dealers and other stakeholders of the provisions of the bill |
| 2 months from election | Complete program changes to TxDMV's automated systems (RTS and TxIRP Interface) |
| | Revise publications, forms, and the registration manual |
| | Complete update to TxDMV website |



Texas Department of Motor Vehicles

Bill Analyst: Katharine Chambers
SME's: Wilda Won
Division: Vehicle Titles and Registration

Bill Number: HB 3256
Author: Kacal
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the eligibility of certain vehicles to be operated as farm vehicles on a road or highway in this state.

Brief Summary of the Legislation:

HB 3256 requires an applicant to submit a timber and agricultural items registration number when applying for a specialty plate for a farm trailer or farm semitrailer used temporarily on highways. The comptroller is required to grant the TxDMV access to the online system to verify the registration number.

A registration number is also required before registering a commercial farm motor vehicle or a short-term permit for farm vehicles with excess weight. The provisions of the bill do not apply to a permit issued to a retail dealer of tools or equipment transporting them from the place of purchase or storage to a customer's farm or ranch.

Sections affected:

All

Summary and scope of implementation activities:

HB 3256 goes into effect on September 1, 2013. The VTR division will notify county tax assessor-collectors and other stakeholders of provisions of this legislation through the registration and title bulletin.

Proposed schedule and constraints:

August 2013

The VTR division will send notification through the 83rd Legislative Listserv



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Candy Southerland
Division: Vehicle Titles and Registration

Bill Number: HB 3677
Author: Farney
Effective Date: September 1, 2013

- Does the bill require administrative rules?
- Does the bill create a fiscal impact?
- Does the bill require technology changes?
- Does the bill require procedure changes?

Bill Caption: Relating to the issuance of Foundation School Program license plates.

Brief Summary of the Legislation:

HB 3677 requires TxDMV to issue a new specialty license plate to benefit the Foundation School Program. The department is required to design the license plate in consultation with the Texas Education Agency. After the deduction of the department’s administrative costs, the remainder of the plate fee is deposited to the credit of the foundation school fund.

Sections affected:

All

Summary and scope of implementation activities:

The VTR division will work with the administration support staff to design and manufacture the new specialty license plate. Additionally, the division will provide programming specifications to the information technology staff to update the department’s automated systems to include the new license plates. VTR will provide GSC information to update the TxDMV website to reflect the new license plate designs.

VTR will also work with staff to create a new DV plate design that includes the emblem of the Defense Superior Service Medal.

The VTR division will revise the Registration Manual and applicable publications; and notify county tax assessor-collectors and other affected partners of the provisions of this bill through the registration and title bulletin.

Proposed schedule and constraints:

July – August 2013	Design a new category of specialty license plate
August 2013	Update the department’s automated systems
August 2013	Revise the existing application form to add the new specialty plate type
September 2013	Revise the Registration Manual
	Facilitate the manufacture and issuance of the new specialty license plate



Texas Department of Motor Vehicles

Bill Analyst: Jeremiah Kuntz
SME's: Linda Flores
Division: Finance and Administrative Services

Bill Number: SB 1
Author: Williams
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: General Appropriations Act

Brief Summary of the Legislation:

The TxDMV's total adjusted appropriation is \$163.1 million for FY 2014 and \$135.6 million for FY 2015, with 763 full-time equivalent positions.

TxDMV was granted its request for a rider to carry forward the unexpended balance of the appropriations for automation projects from the FY 2014-2015 biennium. The agency estimates that the unexpended balance will be approximately \$15 million at the end of the biennium. The legislature also granted an additional \$23 million in capital authority for the project. The total capital funding for automation projects for the FY 2014-2015 biennium is approximately \$38 million.

SB 1 also contains a rider appropriating \$6.3 million per fiscal year of license plate fees for the purpose of making contract payments to My Plates for specialty license plates. The funding for the appropriation is derived from fees collected for specialty plates under the contract. These proceeds will be used to reimburse My Plates in accordance with its contract.

The budget contains riders to reduce the agency's budget for data center services by \$4.5 million and payroll contributions for group health insurance by approximately \$751,000.

Sections affected:

Page VII-12 to VII-15; IX-77 (Sec. 18.22)

Summary and scope of implementation activities:

The Finance and Administrative Services division will prepare the TxDMV operating budget for consideration by the TxDMV board.

Proposed schedule and constraints:

July 2013 Present operating budget to TxDMV board



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Aline Aucoin | Michelle Schmidt
Division: General Counsel

Bill Number: SB 59
Author: Nelson
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to certain required reports and other documents prepared by state agencies and institutions of higher education.

Brief Summary of the Legislation:

SB 59 eliminates or modifies approximately 100 obsolete or redundant reports identified by the Legislative Budget Board and other state agencies. The bill increases government efficiency and eliminates waste. The bill also amends multiple statutes to modify or eliminate certain required reports prepared by state agencies and repeals 37 provisions in Texas statute requiring the filing of various reports.

SB 59 requires the governing body of a state agency to deliver to the Texas State Library and Archives Commission and the Legislative Reference Library a certified copy of the minutes and any corrections to the minutes of any meeting of the governing body immediately after transcription.

The state classification officer is required each state fiscal biennium to identify each state agency that experienced an employee turnover rate of more than 17 percent. The classification officer is also required to conduct a comparative study of salary rates at the agencies with this turnover rate and report these findings.

A state agency is required to maintain a written statement rather than to file a written statement with the state auditor, covering the policies and procedures for an extension of sick leave

The bill requires an annual, rather than a quarterly, report listing the grants for which the agency has applied and the catalogue of federal domestic assistance number and a short description of the act.

The bill also removes the State Auditor's Office from the distribution list when a state agency is providing notification on substantive change to a planned procurement schedule for commodity items. Notification must still be made by the state agency to DIR and the Legislative Budget Board.

The Texas Facilities Commission is now required to include a summary of its finding on the status of state-owned buildings and current information on construction costs in TFC's master facilities plan.

The bill also requires state agencies to develop a plan for conserving energy that includes the percentage goal for reducing the agency's use of electricity, gasoline, and natural gas, as well as file a quarterly report with the governor and LBB. The report must be posted on the TxDMV's website.

A state agency that intends to purchase property, casualty, or liability insurance coverage must now provide notification of the intended purchase to the State Office of Risk Management (SORM).

Lastly, Section 99 repeals Section 2155.448 (c) of the Government Code and eliminates the requirement for state agencies to include in their annual report to the comptroller, the expenditures the state agency made during the preceding state fiscal year for certain recycled, remanufactured, or environmentally sensitive commodities or services.

Sections affected:

Sections 25, 40, 41, 43, 48, 53, 58, 82, 99

Summary and scope of implementation activities:

FNS will remove the State Auditor from the distribution list when reporting payables and binding encumbrances for all appropriation years.

The agency will participate in a study with the state classification officer if the agency's employee turnover rate is higher than 17 percent.

HR will maintain a written statement regarding TxDMV policies and procedures for the extension of sick leave granted by the executive director.

FNS will remove the SAO from the distribution list when providing notification on substantive change to a planned procurement schedule for commodity items and notify DIR and the LBB.

FNS will cooperate with the Texas Facilities Commission and provide information for the TFC's report on the status of state-owned buildings.

FNS will develop a plan for conserving energy for the TxDMV Fort Worth Regional Office and post the plan on the TxDMV website. FNS will file a quarterly report with the governor and LBB for the Fort Worth property listing the goals identified in the agency's conservation plan and a description of the process made by the agency in meeting those goals.

Proposed schedule and constraints:

September 2013	OGC developed a procedure to send the Texas State Library and Archives Commission a certified copy of the minutes and corrections to the minutes of the board meetings
September 2013	Remove the State Auditor from the distribution list when reporting payables and binding encumbrances for all appropriation years
September 2013	Draft a written statement covering the policies and procedures for an extension of leave relating to an administrative head of an agency authorizing an exception to the amount of sick leave an employee may

take under certain circumstances. Provide a copy of the statement to the state auditor only upon request

September 2013

Provide any necessary documents to TFC.

September 2013

Develop a plan for conserving energy for the TxDMV Fort Worth Regional Office



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: LaDonna Castanuela
Division: Motor Vehicle

Bill Number: SB 162
Author: Van de Putte
Effective Date: Immediate

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the occupational licensing of members of the military and spouses of members of the military.

Brief Summary of the Legislation:

SB 162 requires a state agency that issues a license, as soon as practicable after a military service member, military spouse, or military veteran files an application for a license, to process the application and issue the license to a qualified applicant who holds a current license issued by another jurisdiction, including a branch of the U.S. armed forces, that has licensing requirements substantially equivalent to our licensing requirements. The license issued cannot be a provisional license and must confer the same rights, privileges and responsibilities as a license not issued under this Act. As soon as the state agency issues the license, the agency must determine the requirements for renewal of the license and provide information to the license holder in writing or by electronic means.

The license issued expires 12 months from the date the license is issued, or the term established by law or state agency rule, whichever term is longer.

A state agency that issues a license is required to credit verified military service, training, or education toward the licensing requirements, other than an examination requirement, for a license issued by the state agency to an applicant who is a military service member or military veteran.

State agencies are required to adopt rules to implement the provision of the bill. Rules adopted may not apply to an applicant who holds a restricted license issued by another jurisdiction, or has an unacceptable criminal history according to the law applicable to the state agency.

Sections affected:

All

Summary and scope of implementation activities:

MVD will prepare a rule package to submit to OGC so that rules can be adopted by the TxDMV board to establish a procedure for the issuance of these expedited licenses.

MVD will amend the license applications for applicants that qualify, and MVD will provide business requirements to IT to update the Licensing database.

MVD will provide IT business requirement to update the licensing database to send renewal requirement letters to qualified licensees.

Proposed schedule and constraints:

March 2014	Update the Automated license applications and add the field to the licensing database for applications filed on or after March 1, 2014.
March 2014	Develop new procedures for expedited applications
October 2013	Proposed rules to publish for comment
February 2014	Adopt final rules
March 2015	Programming and the final language for the renewal requirements letter complete



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Candy Southerland
Division: Vehicle Titles and Registration

Bill Number: SB 165
Author: Van de Putte
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the issuance of specialty license plates to officers of the United States armed forces who graduated from certain United States military academies.

Brief Summary of the Legislation:

SB 165 requires TxDMV to issue specialty license plates for persons who are graduates of the United States Merchant Marine Academy and the United States Coast Guard Academy.

Sections affected:

All

Summary and scope of implementation activities:

The VTR division will work with the administration support staff to design and manufacture the new specialty license plates. VTR will provide programming specifications to the IT division to change the department's automated systems to include the new license plates and update information posted on the department's web site to reflect the new plate designs.

VTR will also work with staff to create a new DV plate design that includes the emblem of the Defense Superior Service Medal.

The VTR division will revise the Registration Manual and applicable publications; and notify county tax assessor-collectors and other affected partners of the provisions of this bill through the registration and title bulletin.

Proposed schedule and constraints:

July – August 2013	VTR will design a new category of specialty license plate
August 2013	IT will program changes to the department's automated systems
August 2013	Revise the existing application form to add the new specialty plate type
September 2013	Revise the Registration Manual
September 2013	Facilitate the manufacture and issuance of the new specialty license plate

September 2013	Update the TxDMV Web website
September 2013	Notify county tax assessor-collectors, law enforcement agencies, toll authorities, local governments and all affected partners of the provisions of the bill
October 2013	Propose rule amendment to publish for comment
February 2014	Possible effective date of rule amendment



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Aline Aucoin
Division: General Counsel

Bill Number: SB 176
Author: Carona
Effective Date: Immediate

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the distribution of certain consultants' reports.

Brief Summary of the Legislation:

SB 176 requires consulting services contracts with state agencies to include provisions allowing the state agency, along with any other state agency and the legislature (at the contracting state agency's discretion), to distribute a consultant report and post the report on the agency's website or the website of a standing committee of the legislature.

The bill is applicable only to a consulting services contract entered into on or after the effective date, except it does not apply to a consulting services contract entered into on or after the effective date if the state agency entered into negotiations before the effective date and the contract is executed before December 31, 2013.

Sections affected:

All

Summary and scope of implementation activities:

Purchasing will work with the Office of General Counsel (OGC) to add provisions under this section to contracts for consulting services.

Proposed schedule and constraints:

July 2013 OGC added an item to the contract review checklist for TxDMV consulting contracts

Purchasing and OGC agreed on the contract clause language

Purchasing will add the clause to the TxDMV contract template for consulting services.



Texas Department of Motor Vehicles

Bill Number: SB 246

Author: West

Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the electronic submission of a request for an attorney general opinion.

Brief Summary of the Legislation:

SB 246 allows a request for an Attorney General (AG) opinion to be submitted electronically to an e-mail address designated by the AG. Currently, an AG opinion request must be in writing and sent by certified or registered mail, with return receipt requested, addressed to the Office of the Attorney General in Austin.

Sections affected:

None

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Number: SB 251

Author: West

Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to an unsworn declaration made by an employee of a state agency or political subdivision in the performance of the employee's job duties.

Brief Summary of the Legislation:

SB 251 provides that an unsworn declaration made by an employee of a state agency in the performance of the employee's job duties, must include a closing statement on an affidavit in a prescribed format.

In 2011 the Civil Practice and Remedies Code was amended to allow the use of an unsworn declaration in lieu of a written sworn declaration, verification, certification, oath, or affidavit. The code dictated the format for the unsworn declaration, which required the declarant to list his or her date of birth and home address. This bill provides an alternate format of the unsworn declaration for employees of state agencies or political subdivisions that require the employee to state the governmental agency the declarant is employed by and that the declaration is made pursuant to the declarant's assigned duties or responsibilities for that agency.

Sections affected:

None

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Number: SB 279

Author: Watson

Effective Date: September 2, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to certain information about high-value data sets provided by state agencies to the Department of Information Resources.

Brief Summary of the Legislation:

SB 279 requires a state agency that posts a high-value data set on a website maintained by or for the agency to provide the Texas Department of Information Resources (DIR) with a brief description of the data sets and a link to the data set. It requires DIR to post the description and link on the state's web portal, Texas.gov.

Sections affected:

None

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Number: SB 328

Author: Carona

Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the hiring of entrepreneurs-in-residence by state agencies.

Brief Summary of the Legislation:

SB 328 allows a state agency, from available funds, to hire an entrepreneur-in-residence or contract with an individual, chamber of commerce, or nonprofit entity to improve outreach by state government to the private sector, including historically underutilized businesses; strengthen coordination and interaction between state government and the private sector; facilitate the understanding and use of technological advances to make state government more transparent and interactive; and implement the best private sector practices to make state government programs simpler, easier to access, more efficient, and more responsive to users. SB 328 provides that an individual hired or contracted with must be successful in the individual's field.

Sections affected:

None

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Sharon Brewer
Division: Human Resources

Bill Number: SB 443
Author: Birdwell
Effective Date: Immediate

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to leave for reserve law enforcement officers for required training.

Brief Summary of the Legislation:

SB 443 adds a new leave option for a state employee who is a reserve law enforcement officer to attend required training. The leave cannot exceed five working days in a fiscal biennium.

Sections affected:

All

Summary and scope of implementation activities:

HR will make changes to the HR manual to include the new leave option.

Proposed schedule and constraints:

July 2013 Update the HR manual.



Texas Department of Motor Vehicles

Bill Number: SB 458

Author: Rodriguez

Effective Date: Immediate

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to certain motor vehicle records excepted from disclosure under the Public Information Act.

Brief Summary of the Legislation:

SB 458 allows a governmental body to redact motor vehicle title or registration information issued by an agency of this state or another state or country, without the necessity of requesting a decision from the attorney general.

Chapter 730, Transportation Code, dictates who is entitled to receive motor vehicle records, regardless of whether the person submits a request under the Public Information Act. In addition, the attorney general has already issued a previous determination (ORD 684) that a governmental body can withhold a Texas license plate number without the necessity of requesting a decision from the attorney general.

Sections affected:

All

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Number: SB 471

Author: Ellis

Effective Date: Immediate effect

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to technological efficiencies in the recording of certain open meetings.

Brief Summary of the Legislation:

SB 471 updates the Government Code as it pertains to open meetings to delete any references to “tape” recordings. This is due to technological efficiencies in recording.

The TxDMV does not use tape recordings to comply with the Open Meetings Act (usually for committee meetings, not board meetings.) This bill would give the agency the option to use newer technologies such as digital recording.

Sections affected:

All

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Candy Southerland
Division: Vehicle Titles and Registration

Bill Number: SB 530
Author: Birdwell
Effective Date: September 1, 2013

- Does the bill require administrative rules?
- Does the bill create a fiscal impact?
- Does the bill require technology changes?
- Does the bill require procedure changes?

Bill Caption: Relating to the inclusion of the emblem of the veteran's branch of service on Disabled Veteran specialty license plates.

Brief Summary of the Legislation:

SB 530 provides that upon request, the department may include the emblem of the veteran's branch of service on the Disabled Veteran license plate, or one emblem to which the person is entitled from a Distinguished Flying Cross Medal, military specialty license plates for extraordinary service, or the Legion of Merit.

Sections affected:

All

Summary and scope of implementation activities:

The VTR division will work with the administration support staff to design and manufacture the new specialty license plates. VTR will provide programming specifications to the IT division to change the department's automated systems to include the new license plates and update information posted on the TxDMV website to reflect the new plate designs.

The VTR division will revise the registration manual and applicable publications; and notify county tax assessor-collectors and other affected partners of the provisions of this bill through the registration and title bulletin.

Proposed schedule and constraints:

July – August 2013	Work with the Texas Veterans Commission or the appropriate military entity to design the plate.
August 2013	Update the department's automated systems
August 2013	Revise all applicable forms
September 2013	Revise the Registration Manual
September 2013	Facilitate the manufacture and issuance of the new specialty license plate
	Revise the TxDMV website
	Notify county tax assessor-collectors and stakeholders of the provisions of the bill



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Candy Southerland
Division: Vehicle Titles and Registration

Bill Number: SB 563
Author: Hegar
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the issuance of specialty license plates to honor recipients of the Defense Superior Service Medal.

Brief Summary of the Legislation:

SB 563 requires the TxDMV to issue a new specialty license plate for Defense Superior Service Medal recipients. This license plate must include the words "Defense Superior Service Medal" at the bottom of the plate. An applicant is exempt from paying registration fees for the first set of plates.

Sections affected:

All

Summary and scope of implementation activities:

The VTR division will work with the administration support staff to design and manufacture the new specialty license plates. VTR will provide programming specifications to the IT division to change the department's automated systems to include the new license plates and update information posted on the TxDMV website to reflect the new plate designs.

The VTR division will revise the registration manual and applicable publications; and notify county tax assessor-collectors and other affected partners of the provisions of this bill through the registration and title bulletin.

Proposed schedule and constraints:

July – August 2013	Work with the Texas Veterans Commission or the appropriate military entity to design the plate.
August 2013	Update the department's automated systems
August 2013	Revise all applicable forms
September 2013	Revise the Registration Manual
September 2013	Facilitate the manufacture and issuance of the new specialty license plate
	Revise the TxDMV website
	Notify county tax assessor-collectors and stakeholders of the provisions of the bill
October 2013	Propose rule amendment to publish for comment
February 2014	Possible effective date of rule amendment



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Candy Southerland
Division: Vehicle Titles and Registration

Bill Number: SB 597
Author: Birdwell | Uresti
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the issuance of specialty license plates for certain Operation Enduring Freedom veterans.

Brief Summary of the Legislation:

SB 597 requires TxDMV to issue a new specialty plate for persons who served in the U.S armed services and participated in Operation Enduring Freedom in Afghanistan. The license plates must include the words "Enduring Freedom Afghanistan."

Sections affected:

All

Summary and scope of implementation activities:

The VTR division will work with the administration support staff to design and manufacture the new specialty license plates. VTR will provide programming specifications to the IT division to change the department's automated systems to include the new license plates and update information posted on the TxDMV website to reflect the new plate designs.

The VTR division will revise the registration manual and applicable publications; and notify county tax assessor-collectors and other affected partners of the provisions of this bill through the registration and title bulletin.

Proposed schedule and constraints:

July – August 2013	Work with the Texas Veterans Commission or the appropriate military entity to design the plate.
August 2013	Update the department's automated systems
August 2013	Revise all applicable forms
September 2013	Revise the Registration Manual
September 2013	Facilitate the manufacture and issuance of the new specialty license plate
	Revise the TxDMV website

	Notify county tax assessor-collectors and stakeholders of the provisions of the bill
	Board meeting for consideration of proposed rules
December 2013	Final rules presented to the TxDMV board for adoption
January 2014	Possible effective date



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Candy Southerland
Division: Vehicle Titles and Registration

Bill Number: SB 700
Author: Hegar
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to energy and water management planning and reporting by state agencies and institutions of higher education.

Brief Summary of the Legislation:

SB 700 requires the State Energy Conservation Office (SECO) to develop a template for state agencies to use in creating an energy and water management plan. Each agency is required to set percentage goals for reducing consumption of water, electricity, gasoline and natural gas. These goals must be included in the agency's comprehensive energy and water management plan. The plan must be updated annually. SECO is required to submit a report to the governor and LBB no later than December 1 of each even-numbered year. The report must include information submitted to the office from each state agency and must be posted on SECO's website.

Sections affected:

All

Summary and scope of implementation activities:

TxDMV will work with TxDOT to provide input into its plan for the TxDOT buildings occupied by TxDMV. The administration division will work with SECO to set goals and create a plan for the TxDMV Fort Worth regional office.

Proposed schedule and constraints:

September - November 2013 Prepare a plan for Fort Worth regional office once guidance and a template is provided by SECO.



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: LaDonna Castanuela
Division: Motor Vehicle

Bill Number: SB 854
Author: Van de Putte
Effective Date: Immediate effect

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the regulation of motor vehicle dealers, manufacturers, distributors, and representatives.

Brief Summary of the Legislation:

SB 854 defines “necessary real estate,” “owner,” “specific use agreement”, and “transferee.” A specific use agreement may include provisions that allow an owner to:

- 1) Limit the transferee’s ability to add a line make after the transferee has opened a franchised dealership on the property to which the specific use agreement applies;
- 2) Prohibit the sale or transfer of the dealership property by the transferee to a person for a purpose other than the operation of a dealership under a franchise with the owner of the property; or
- 3) Make the limitations applicable to any successor or sub lessee of the transferee.

The bill provides that an owner cannot coerce or attempt to coerce an existing franchised dealer of the owner to relocate an existing dealership of the same line-make to property that is subject to a specific use agreement. If it is proven in a civil suit that a person entered into a specific use agreement as a result of coercion, the specific use agreement is void.

The bill also provides that a specific use agreement executed in conjunction with the sale of real property may apply only to the necessary real estate.

A specific use agreement executed in conjunction with the sale of real property to an existing franchised dealer for the purpose of relocating an existing dealership of the same line-make to property that is the subject of the specific use agreement or to a person for the purpose of establishing a new dealership expires on the earliest of

- 1) The date established by the specific use agreement,
- 2) The termination or discontinuance of the franchise between the parties to the specific use agreement as a result of the owner:
 - a) Discontinuing all line-makes applicable to the necessary real estate that are under the control of a manufacturer or distributor holding property use rights for the necessary real estate under the specific use agreement;
 - b) Ceasing to do business in this state; or

- c) Changing the distributor or method of distribution of the owner’s products in this state.
- 3) The 10th anniversary of the date the dealership opens for business;
- 4) Any time after the expiration of nine years from the date the dealership opens for business if the transferee has performed all the transferee’s financial duties as provided by the contract and title to the property has passed to the transferee.

Unless a specific use agreement associated with the sale of property expressly provides otherwise, there is no penalty for the full performance by the transferee and transfer of title to the transferee prior to the time set forth by the contract’s terms.

Section 2 of the bill clarifies a requirement that in order to protest a relocation of a dealership within an “affected county,” or from one affected county to an adjacent affected county, the relocation must be more than two miles from the site where the dealership is currently located and closer to the protesting franchised dealer than the current dealership site.

Sections affected:

All

Summary and scope of implementation activities:

The MVD will draft rules with input from OGC for consideration by the TxDMV board. The MVD will develop a new notice for hearings.

Proposed schedule and constraints:

September 2013	Develop draft rules
October 2013	Propose rules to publish for comment
February 2014	Adopt final rules



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Aline Aucion | Melanie Nelon
Division: General Counsel

Bill Number: SB 984
Author: Ellis
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the meeting of a governmental body held by videoconference call.

Brief Summary of the Legislation:

SB 984 provides that a meeting of a state governmental body extending into three or more counties may be held by videoconference call if the member of the governmental body presiding over the meeting is physically present at the posted location of the meeting that is open to the public. The notice must specify the location of the meeting, where the member presiding over the meeting will be physically present and specify the intent to have that member presiding over the meeting present at the specified location. If a problem occurs that causes a meeting to no longer be visible and audible to the public at that location, the meeting must be recessed until the problem is resolved. If the problem is not resolved in six hours or less, the meeting must be adjourned.

The location of the meeting as well as the remote locations from which a member of the governmental body participates must have two-way communication with each other location during the entire meeting. The face of each participant in the videoconference call, while that participant is speaking, must be clearly visible, and the voice audible, to each participant during the open portion of the meeting, to the members of the public in attendance at a location of the meeting.

Sections affected:

All

Summary and scope of implementation activities:

The Information Technology (IT) division will evaluate the technology options available to conduct board meeting by videoconference. IT will prepare a cost estimate and scope and provide it to the executive director for consideration.

Proposed schedule and constraints:

July-October 2013 Prepare scope of work and cost estimate for videoconference equipment.



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Aline Aucoin | Michelle Schmidt | David Chambers | Linda Flores
Division: General Counsel

Bill Number: SB 1368
Author: Davis
Effective Date: September 1, 2013

- Does the bill require administrative rules? Does the bill create a fiscal impact?
 Does the bill require technology changes? Does the bill require procedure changes?

Bill Caption: Relating to contracts by certain state governmental entities that involve the exchange or creation of public information.

Brief Summary of the Legislation:

SB 1368 redefines “public information” to mean “information that is written, produced, collected, assembled, or maintained under a law or ordinance or in connection with or related to the transaction of official business, by a government body or for the government body and spends or contributes public money to write, produce, collect, assemble or maintain the information, or by an individual officer or employee of a governmental body in the officer’s or employee’s official capacity and the information pertains to official business of the governmental body.”

The definition of “public information” applies to any electronic communication created, transmitted, received, or maintained on any device if the communication is in connection with the transactions of official business. The bill adds e-mail, internet posting, text message, instant message, and other form of electronic communication to the general forms in which the media containing public information exists. Official business means any matter over which a governmental body has authority or administrative or advisory duties.

The bill also amends Subchapter Z, Chapter 2252, Government Code, by adding that a contract between a state governmental entity and a vendor involving the exchange or creation of public information that is collected, assembled, or maintained under a law or in connection with the transaction of official business by or for a governmental body that they collect, assemble, or maintain or access, must be drafted in consideration of Chapter 552; and must contain a provision that requires the vendor to make the information available in a specific format that is agreed upon in the contract and accessible to the public.

SB 1368 provides that the new requirements in the bill relating to “public information cannot be waived by contract.” A request for public information regarding a contract described in this bill must be submitted to the officer or employee responsible for responding to open records requests for the state governmental entity that executed the contract. The bill defines “state governmental entity” as a state agency, board, commission, office, department, or other agency in the executive or legislative branch of state government.

Sections affected:

All

Summary and scope of implementation activities:

The TxDMV records management officer will educate board members of the new provisions relating to public information.

OGC will create a new contract clause involving the exchange or creation of public information and provide it to the purchasing division for inclusion in future contracts.

Proposed schedule and constraints:

July 2013	Add item to contract review checklist to make sure the clause required by Section 2252.907, Government Code, is included in all contracts involving the exchange or creation of public information.
July 2013	Send the contract clause required by Section 2252.907 to the purchasing section for review and approval
August 2013	OGC and the purchasing section will approve the final clause and add to appropriate TxDMV contracts.
September 2013	The records management officer will educate board members regarding the provision of this bill.



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Candy Southerland
Division: Vehicle Titles and Registration

Bill Number: SB 1376
Author: Eltife
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to specialty license plates issued to retired members of the United States armed forces.

Brief Summary of the Legislation:

SB 1376 requires the TxDMV to include the word “retired” on license plates issued to retired members of the U.S. armed forces who have completed 20 or more years of satisfactory federal service. A letter from any branch of the military under the jurisdiction of the United States Department of Defense or the United States Department of Homeland Security stating that a retired member has 20 or more years of satisfactory federal service is satisfactory proof of eligibility.

Sections affected:

All

Summary and scope of implementation activities:

The VTR division will work with the administration support staff to redesign and manufacture the specialty license plates for members or former members of the U.S. armed forces. VTR will provide programming specifications to the IT division to change the department’s automated systems to include the new license plates and update information posted on the TxDMV website to reflect the new plate designs.

The VTR division will revise the Registration Manual and applicable publications; and notify county tax assessor-collectors and other affected partners of the provisions of this bill through the registration and title bulletin.

Proposed schedule and constraints:

July – August 2013	Work with the Texas Veterans Commission or the appropriate military entity to design the plate.
August 2013	Update the department’s automated systems
August 2013	Revise all applicable forms
September 2013	Revise the registration manual

September 2013	Facilitate the manufacture and issuance of the new specialty license plate
	Revise the TxDMV website
	Notify county tax assessor-collectors and stakeholders of the provisions of the bill
	Board meeting for consideration of proposed rules
December 2013	Final rules presented to the TxDMV board for adoption
January 2014	Possible effective date



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Sharon Brewer
Division: Administration

Bill Number: SB 1459
Author: Duncan
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the Employees Retirement System of Texas.

Brief Summary of the Legislation:

SB 1459, the Employees Retirement System (ERS) omnibus bill, made changes to the retirement and insurance provisions in statute related to state employees. The following changes apply to all employees regardless of the grandfather provision:

- Interest paid on an employee's account will be computed at two percent (down from five percent) for those individuals who leave the state and withdraw their retirement contributions.
- The state employee retirement contribution rates will rise from 6.5 percent to; 6.6 percent on September 1, 2013; 6.9 percent on September 1, 2014; 7.2 percent on September 1, 2015; and 7.5 percent on September 1, 2016.

In addition, state agencies will begin to contribute to the retirement system. Agency contributions will be 0.5 percent of the total payroll as provided in the General Appropriations Act. Employees hired on or after September 1, 2013 will have a minimum retirement age of 62 and will have a five percent reduction from their annuity for each year they retire prior to age 62; must choose one of the following options for any vacation time balances at the time of retirement: 1) receive a lump sum payment of accrued vacation time, or 2) receive service credit for retirement eligibility; may not use sick leave credit for retirement eligibility; will have their retirement annuity calculated on the highest 60 months of compensation.

The Insurance Code was amended so that a new hire will begin health insurance coverage no sooner than the 60th day and not later than the 90th day after the date of hire. There is a staggered amount the state contributes towards retiree's health benefit that is based on years of service credit. These percent changes only apply to individuals who on September 1, 2014 have less than five years of service.

The staggered amounts are based on years of service at retirement. For employees with 20 years or more service, the state contribution toward the employee premium is 100 percent. For employees with 15 years but less than 20 years of service there is a state contribution of 75 percent. For employees with less than 15 years of service the state contribution is 50 percent.

Sections affected:

All

Summary and scope of implementation activities:

TxDMV will revise the HR manual to cover the military service provision in the bill.

ERS is the agency with primary responsibility for the implementation activities of the bill. As ERS makes changes the HR division will distribute information to existing employees and new hires.

Proposed schedule and constraints:

September 2013 Update the HR manual



Texas Department of Motor Vehicles

Bill Analyst: Katharine Chambers
SME's: Candy Southerland | Michael Brooks
Division: Vehicle Titles and Registration

Bill Number: SB 1567
Author: Davis
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to coverage of certain persons under an automobile insurance policy.

Brief Summary of the Legislation:

SB 1567 prohibits an insurer from issuing an insurance policy unless it provides state minimum coverage, and allows for named driver policies.

The bill requires a standard proof of insurance to include a disclosure for a named driver policy. The policy must state that it does not provide coverage for individuals residing in the insured's household that are not named on the policy.

The bill requires an agent or insurer issuing a named driver policy to inform the applicant or the insured individual that the policy does not provide coverage for individuals who reside in their household if they are not named on the policy. This disclosure must also be provided on any proof of insurance document provided to the applicant or insured.

Sections affected:

All

Summary and scope of implementation activities:

None

Proposed schedule and constraints:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Analyst: Katharine Chambers
SME's: John Green | Trevor Belcher
Division: Administration

Bill Number: SB 1597
Author: Zaffirini
Effective Date: September 1, 2013

- Does the bill require administrative rules? Does the bill create a fiscal impact?
 Does the bill require technology changes? Does the bill require procedure changes?
-

Bill Caption: Relating to the development of state agency information security plans.

Brief Summary of the Legislation:

SB 1597 requires each state agency to develop and periodically update an information security plan for protecting the security of the agency's information. In developing the plan, the bill requires a state agency to:

- Consider vulnerability report that includes the extent to which an agency's electronically stored information is vulnerable, per Section 2054.077, Government Code;
- Incorporate network security services;
- Identify and define responsibilities of agency staff who produce, access, use, or serve as custodians of the agency's information;
- Identify risk management and other measures taken to protect agency's information from unauthorized access, disclosure, modification, or destruction;
- Include best practices for IT security by department; or a written explanation of why the best practices are not sufficient for the agency's security; and
- Omit from any written copies of the plan information that could expose vulnerabilities in the agency's network or online systems

Each state agency is required to submit a copy of the agency's information security plan to Texas Department of Information Resources (DIR) not later than October 15 of each even-numbered year. Each state agency's information security plan would be confidential and exempt from disclosure under Chapter 552

Sections affected:

All

Summary and scope of implementation activities:

As the TxDMV network and systems infrastructure evolves, policies will be implemented to ensure agency compliance. The IT division will make adjustments to the security manual to reflect DIR requirements as they are developed.

Proposed schedule and constraints:

July 2013	IT security manual pilot review of draft completed
July – August 2013	IT managers review draft
August – September 2013	OGC review of IT security manual
September – October 2013	Executive office review and approves IT security manual
October 2013	TxDMV submits IT security plan to DIR



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Michelle Schmidt | Linda Flores | Aline Aucoin | Aline Aucoin
Division: Finance and Administrative Services

Bill Number: SB 1681
Author: Zaffirini
Effective Date: November 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to oversight and management of state contracts.

Brief Summary of the Legislation:

SB 1681 requires the comptroller to develop training programs for contract managers; consult with state agencies in developing forms, contract terms and criteria; and establish a uniform evaluation process to include performance reviews in a vendor tracking system. The comptroller must provide an abbreviated program for training the members of the governing bodies of state agencies, requiring all members of the governing board to complete one training course. A contract manager must be certified by September 1, 2015.

The comptroller must establish an evaluation process that allows vendors with an unfavorable performance review to protest any classification given by the comptroller. The performance reviews will be included in a vendor performance tracking system.

The contract advisory team can make recommendations regarding state agencies' solicitations and contract documents with a value of at least \$10 million, as well as provide recommendations and assistance to state agency personnel through the contract management process. State agencies are required to comply with recommendations or submit a written explanation regarding why the recommendation is not applicable to the contract under review.

The comptroller must develop forms to be used by state agencies to report a contractor's performance. The comptroller and contract advisory team must develop the forms and recommendations added by this act no later than May 1, 2014.

Sections affected:

All

Summary and scope of implementation activities:

The comptroller's office will coordinate the collection of the required information and adopt rules establishing a threshold requirement to exclude small and routine contracts and purchase orders from this Act.

Board members will be required to take training developed by the Comptroller.

Proposed schedule and constraints:

September 2015 Complete training provided by the Comptroller's office
TxDMV contract managers complete certification



Texas Department of Motor Vehicles

Bill Number: SB 1747

Author: Uresti

Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to a fund for certain county transportation infrastructure projects and the creation of County Energy Transportation Reinvestment Zones.

Brief Summary of the Legislation:

SB 1747 allows counties to designate County Energy Transportation Reinvestment Zones (CETRZ) in order to promote transportation infrastructure projects in areas affected by oil and gas exploration and production activities. In addition, the bill allows counties to use revenue from taxes designated to a CETRZ to finance certain transportation projects. A road utility district, if approved by the Transportation Commission, is permitted to be formed that has the same boundaries as a CETRZ.

A Transportation Infrastructure Fund is established as a dedicated fund consisting of any federal funds the state receives and deposited to the fund, as well as any state matching funds, money appropriated for it by the Legislature, any fees paid into the fund, or other revenue or returns from investment of money in the fund. The money in the fund is only allowed to be appropriated to the Texas Department of Transportation (TxDOT) for implementation.

TxDOT is required to develop policies and procedures to administer a grant program for transportation infrastructure projects. Grants distributed during a fiscal year must be allocated among counties as follows:

- 20 percent according to weight tolerance permits, determined by the ratio of weight tolerance permits issued in the preceding fiscal year for the county that designated a CETRZ to the total number of weight tolerance permits issued in the state in that fiscal year, as determined by TxDMV.
- 20 percent according to oil and gas production taxes in the county
- 50 percent according to well completions in the county
- 10 percent according to volume of oil and gas waste injected

Each county that applies for a grant is required to supply designated information; i.e. a plan, scope, matching funds, etc., and meets certain requirements.

Sections affected:

None

Summary and scope of implementation activities:

None. Provided for informational purposes only.



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Candy Southerland
Division: Vehicle Titles and Registration

Bill Number: SB 1792
Author: Watson
Effective Date: Immediate effect

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to remedies for nonpayment of tolls; for the use of certain toll projects; authorizing a fee and certain investigative and court costs; creating an offense.

Brief Summary of the Legislation:

Currently toll project entities may use license plate or automated enforcement technology including photography and video surveillance to identify a vehicle for proper toll charges.

SB 1792, allows Regional Toll Authorities (RTAs), Regional Mobility Authorities (RMA), and Texas Department of Transportation (TxDOT) toll road system to identify habitual violators for the purpose of denying vehicle registration for vehicles owned by habitual violators.

The bill provides specific punishment steps for nonpayment of tolls on toll projects and provides additional remedies for failure or refusal to pay tolls. It creates a "habitual violator" designation for owners who have been issued at least two written notices of nonpayment and incurred 100 events of nonpayment within the period of one year.

The bill allows for a hearing to be requested and conducted. The hearing must be conducted in a justice court in a county in which the toll collection facilities where at least 25 percent of the events of nonpayment occurred are located. The party requesting a hearing must pay a filing fee of \$100 to the clerk of the justice court. If that party prevails under the justice's finding, the other party shall reimburse the prevailing party for the amount of the filing fee within 10 days after issuance of the finding.

If the registered owner is determined to be a habitual violator the toll project entity may report the determination to a county tax assessor-collector or the TxDMV in order to cause denial of vehicle registration. Denial of registration is optional by the county or the department. This remark would remain on the vehicle record until removal by the authority is requested.

The bill provides for a temporary grace period for regional toll way authorities. It allows up to a 30 day grace period to settle up with the NTTA.

Toll authorities must notify the county tax assessor-collector or the TxDMV when a vehicle owner that had previously been refused to register or renew a registration is no longer subject to an administrative decision provided the tolls, administrative fees and penalties have been paid.

Sections affected:

All

Summary and scope of implementation activities:

VTR will work with the toll road entities and county tax assessor-collectors to identify business requirements to implement a toll road scofflaw program. VTR will provide the IT division business requirements to update the RTS system to allow a registration block for habitual violators. VTR will notify county tax assessor-collectors and other stake holders of the provisions of this bill. VTR will also provide GSC information to update the TxDMV website.

Proposed schedule and constraints:

The provisions of this bill are contingent upon request by the toll road entities to implement a state wide scofflaw program. Programming changes to TxDMV’s automated systems (RTS, TxIRP, and IVTRS) and the DTA RSPS laptops (dealer’s registration and titling laptops) will be made at a date determined by working with the toll road entities and other stakeholders.

July - August 2013	Notify county tax assessor-collectors and other stakeholders of the provisions of this bill through the registration and title bulletin
April 2014	Update TxDMV website
April 2014	Revise Registration Manual



Texas Department of Motor Vehicles

Bill Analyst: Katharine Chambers
SME's: Tamara Parr-Lamb
Division: Vehicle Titles and Registration

Bill Number: SB 1815
Author: Zaffirini
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to voluntary donations to the Glenda Dawson Donate Life-Texas Registry.

Brief Summary of the Legislation:

SB 1815 provides a person, applying for the registration or renewal of registration of a motor vehicle, the ability to contribute \$1 to the nonprofit organization administering the Glenda Dawson Donate Life-Texas Registry. A county tax assessor-collector is required to remit any contribution collected to the comptroller for deposit to the credit of the registry fund.

The money received by the organization may be used to manage the organization's registry, provide donor education, and promote donor awareness. The organization is required to submit an annual report to the legislature and the comptroller.

If a person makes a contribution and does not pay the full amount of the registration fee, the county assessor-collector may credit all or a portion of the contribution to the person's registration fee.

SB 1815 requires TxDMV to include a space on the motor vehicle registration renewal notice on the page that provides the total fee for registration renewal, which allows the person renewing a registration to voluntarily contribute \$1 to the organization. TxDMV is required to add this donation box to the renewal notice form when it is revised on or after the effective date of this Act.

TxDmv is also required to provide an opportunity for a person to donate \$1 to the organization during the registration renewal process on the department's website. In addition, TxDMV is required to provide an opportunity for a person to donate \$1 to the organization in any registration renewal system that succeeds the registration renewal system in place on September 1, 2013.

Sections affected:

All

Summary and scope of implementation activities:

The VTR division will provide business requirements to the IT division to make programming changes to TxDMV's automated systems (RTS, TxIRP, and IVTRS). VTR will provide GSC with information to update the TxDMV website.

Proposed schedule and constraints:

July – September 2013	Complete programming changes to TxDMV’s automated systems (RTS, TxIRP, IVTRS) and the DTA RSPS laptops (dealer’s registration and titling laptops)
July - August 2013	Notify county tax assessor-collectors and other affected partners of the provisions of this bill through the registration and title bulletin
August 2013	Update TxDMV website
September 2013	Revise Registration Manual



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Stacey Steenken | Shelly Mellott
Division: Government and Strategic Communications

Bill Number: SB 1892
Author: Garcia
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to the composition of the Texas Coordinating Council for Veterans Services and coordinating workgroups established by the council.

Brief Summary of the Legislation:

The bill amends current law relating to the composition of the Texas Coordinating Council for Veterans Services and coordinating workgroups established by the council to add the TxDMV's director or designee to that council.

Sections affected:

All

Summary and scope of implementation activities:

The executive office will contact the council to determine the schedule of meetings and obtain information about the council activities. The TxDMV's executive director or designated representative will participate in meetings.

Proposed schedule and constraints:

August 2013 Obtain information from the Texas Coordinating Council for Veterans Services



Texas Department of Motor Vehicles

Bill Analyst: Denise Pittard
SME's: Candy Southerland
Division: Vehicle Titles and Registration

Bill Number: SB 1914
Author: Garcia | Eltife
Effective Date: September 1, 2013

Does the bill require administrative rules?

Does the bill create a fiscal impact?

Does the bill require technology changes?

Does the bill require procedure changes?

Bill Caption: Relating to certain specialty license plates.

Brief Summary of the Legislation:

SB 1914 removes the requirement that the words "State Official" appear on the State Official license plate. This allows TxDMV to redesign the license plate to address safety concerns of some of the legislators and law enforcement.

The bill also requires the TxDMV to design and issue specialty license plates relating to the State Capitol in consultation with the State Preservation Board. After deducting the department's administrative costs, the remainder of the fee will now be deposited to the credit of the capitol fund.

Sections affected:

All

Summary and scope of implementation activities:

VTR will work with the State Preservation Board in designing a new State Capitol plate. VTR will also work with House and Senate Administration to design a new state official license plate that does not include the words "State Official."

The VTR division will work with the administration support staff to design and manufacture a new State Official license plate and State Capitol plate. Additionally, the division will provide programming specifications to the IT division to change the department's automated systems to include the new license plate and update information posted on the department's website to reflect the new license plate design.

The VTR division will revise the registration manual and applicable publications; and notify county tax assessor-collectors.

Proposed schedule and constraints:

The legislation will require the department to do the following:

July – September 2013	Work with support staff and the State Preservation Board to redesign the State Capitol plate.
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Work with support staff and House and Senate Administration to design an alternate State Official license plate that does not include the words "State Official"

- | | |
|---------------|---|
| October 2013 | Update TxDMV's automated systems |
| | Manufacture and issue new license plates |
| | Update the TxDMV website |
| | Revise the Registration Manual; |
| | Revise applicable forms; |
| | Notify county tax assessor-collectors and other stakeholders of the provisions of this bill |
| October 2013 | Propose rule amendment to publish for comment |
| February 2014 | Possible effective date of rule amendment |