

CHAPTER 541

H.B. No. 1590

AN ACT

relating to registration of interstate or foreign motor carriers for hire.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 18a, Chapter 314, Acts of the 41st Legislature, Regular Session, 1929 (Article 911b, Vernon's Texas Civil Statutes), is amended to read as follows:

Sec. 18a. *Single State Registration.* ~~The Commission shall take those actions necessary to participate to the fullest extent practicable in the single state registration system established by Section 4005 of Title IV of the Intermodal Surface Transportation Efficiency Act of 1991 (49 U.S.C. Sec. 11506). The Commission may charge and collect from a motor carrier holding a certificate or permit issued under Subtitle IV of Title 49 U.S.C. a fee, not to exceed the maximum fee established under federal law, for the filing of proof of insurance consistent with 49 U.S.C. Sec. 11506. Fees collected under this section shall be deposited in the motor carrier act enforcement fund for use of the Commission until collections equal \$1,500,000. All fees collected in excess of \$1,500,000 shall be deposited in the general revenue fund. [Reciprocity. Motor carriers of property for hire residing or domiciled outside of the State of Texas, who have authority from the Interstate Commerce Commission to transport property for hire to, from or between points in Texas, and whose operations in this State are limited to the transportation of property for hire in interstate or foreign commerce only under such authority, shall not be required to pay the special fees provided for in Sections 7, 17(a), 18 and Section 5a(g) of this Act; provided, however, this exemption from the payment of said fees shall not apply unless the States in which such foreign motor carriers reside or are domiciled shall likewise extend to motor carriers residing or domiciled in Texas exemption from the payment of the same or similar fees or expenses in their respective States; such exemptions from the payment of such fees in Texas shall be effective when the governmental agency or the authorized representative thereof of such foreign States having jurisdiction over the operations of motor carriers for hire shall certify in writing to the Railroad Commission of Texas that the exemption from the payment of such fees and expenses by such Texas carriers has been granted, and is in full force and effect. Provided further, however, that this exemption shall not apply to the payment of filing fees for applications for certificates or permits to operate in this State.~~

~~[Nonresident motor carriers covered by this section are not required to display upon a vehicle external identification other than that required by the Interstate Commerce Commission.]~~

SECTION 2. This Act takes effect September 1, 1993.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed by the House on April 30, 1993, by a non-record vote; passed by the Senate on May 26, 1993: Yeas 30, Nays 0.

Approved June 8, 1993.

Effective Sept. 1, 1993