

CHAPTER 645

H.B. No. 1896

AN ACT

relating to the authority of the Texas Transportation Commission to provide for agreements with other states for the issuance of permits to operate or transport certain vehicles on highways in this state.

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

SECTION 1. DEFINITIONS. In this Act:

- (1) "Commission" means the Texas Transportation Commission.
- (2) "Department" means the Texas Department of Transportation.

(3) "Director" means the executive director of the Texas Department of Transportation.

(4) "Permit" means:

(A) a permit issued by the department to the owner or operator of a vehicle or combination of vehicles that authorizes the operation or transportation on a highway in this state of a vehicle or combination of vehicles that exceeds the weight or size limits allowed by this state; or

(B) a permit issued by the proper authority in another state to the owner or operator of a vehicle or combination of vehicles that authorizes the operation or transportation on a highway of that state of a vehicle or combination of vehicles that exceeds the weight or size limits allowed by that state.

SECTION 2. AGREEMENTS WITH OTHER JURISDICTIONS. The commission by rule may authorize the director to enter into an agreement with the proper authority of another state that authorizes that authority to issue a permit on behalf of the department and authorizes the department to issue a permit on behalf of the proper authority of the other state.

SECTION 3. RULES OF DEPARTMENT. The department may adopt rules to administer this Act.

SECTION 4. PERMIT FEES. (a) Permit fees collected by the department for another state under an agreement with another state under this Act shall be remitted to the state treasurer for deposit to the credit of an account in the general revenue fund to be known as the permit distributive account.

(b) The state treasurer shall distribute money in the account only to the proper authorities of other states and only as directed by the department.

SECTION 5. ADMINISTRATIVE FEES. (a) The department by rule may establish fees for the administration of this Act.

(b) Administrative fees authorized by Subsection (a) of this section may not exceed the amount that is sufficient, when added to the other fees collected by the department, to recover the actual cost to the department of administering this Act.

(c) Administrative fees collected by the department under this section shall be remitted to the state treasurer for deposit in the state highway fund and may be appropriated only to the department for the administration of this Act.

SECTION 6. VALIDITY OF PERMIT ISSUED BY PROPER AUTHORITY IN ANOTHER STATE. (a) A permit issued by the proper authority in another state under an agreement entered into by the director and that authority under this Act has the same validity in this state as a permit issued by the department.

(b) The holder of a permit issued by the proper authority in another state under this Act is subject to all applicable laws of this state and all applicable rules of the department.

SECTION 7. EFFECTIVE DATE. This Act takes effect September 1, 1993.

SECTION 8. EMERGENCY. 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 May 10, 1993, by a non-record vote; passed by the Senate on May 30, 1993, by a viva-voce vote.

Approved June 13, 1993.

Effective Sept. 1, 1993.