

# CONFERENCE COMMITTEE REPORT FORM

Austin, Texas

05/30/2015

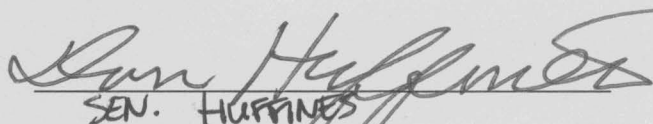
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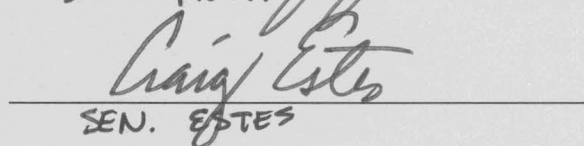
Honorable Dan Patrick  
President of the Senate

Honorable Joe Straus  
Speaker of the House of Representatives

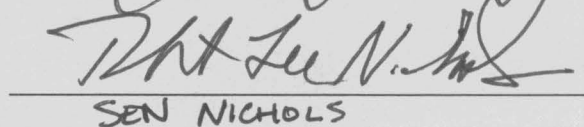
Sirs:

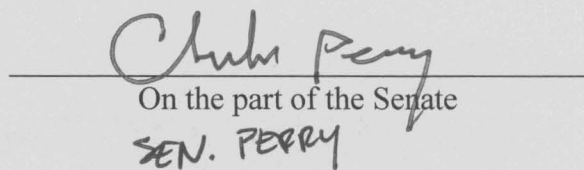
We, Your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on HB 991 have had the same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

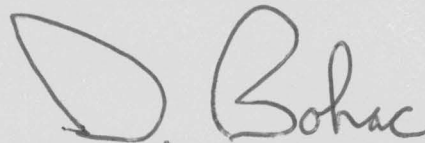
  
SEN. HUFFINES

  
SEN. ESTES

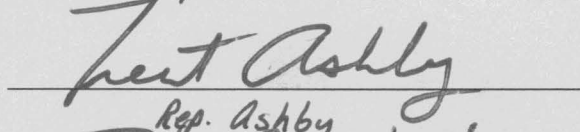
  
SEN. HINOJOSA

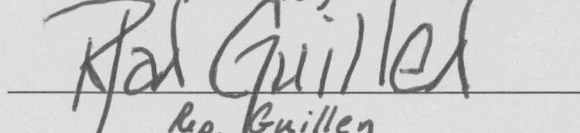
  
SEN. NICHOLS

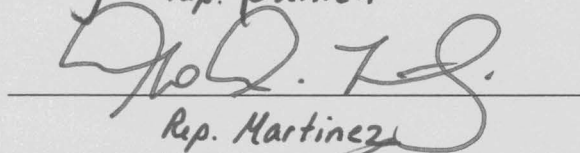
  
On the part of the Senate  
SEN. PERRY

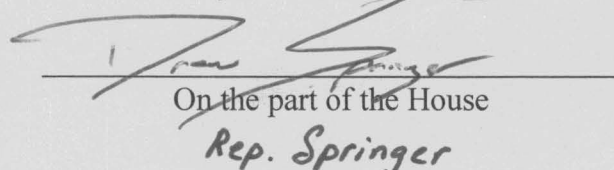


Rep. Bohac

  
Rep. Ashby

  
Rep. Guillen

  
Rep. Martinez

  
On the part of the House  
Rep. Springer

## Note to Conference Committee Clerk:

Please type the names of the members of the Conference Committee under the lines provided for signature. Those members desiring to sign the report should sign each of the six copies. Attach a copy of the Conference Committee Report and a Section by Section side by side comparison to each of the six reporting forms. The original and two copies are filed in house of origin of the bill, and three copies in the other house.

# CONFERENCE COMMITTEE REPORT

3<sup>rd</sup> Printing

H.B. No. 991

A BILL TO BE ENTITLED

AN ACT

relating to the display of notice of federal and state tax rates for motor fuel sold at retail.

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

SECTION 1. Subchapter B, Chapter 17, Agriculture Code, is amended by adding Section 17.0515 to read as follows:

Sec. 17.0515. NOTICE OF MOTOR FUEL TAX RATES. (a) The department shall display on each motor fuel pump from which motor fuel is sold at retail a notice of the current rates of the federal and state motor fuel taxes. The notice must:

(1) display the current rate of each tax, in cents per gallon, for each type of motor fuel;

(2) be displayed on each face of the motor fuel pump on which the price of the motor fuel sold from the pump is displayed; and

(3) be displayed in a clear, conspicuous, and prominent manner.

(b) The department shall include the notice required under Subsection (a) with any other notice displayed or required by department rule to be displayed, including a "Fuel Feedback?" sticker.

SECTION 2. The Department of Agriculture is not required to display a notice on a motor fuel pump under Section 17.0515, Agriculture Code, as added by this Act, until the later of the date:

1           (1) the department is at the pump's location for an  
2 inspection or other official business; or

3           (2) the department's inventory of "Fuel Feedback?"  
4 stickers on hand on the effective date of this Act is used and the  
5 department acquires new stickers.

6           SECTION 3. This Act takes effect January 1, 2016.

**House Bill 991**  
Conference Committee Report  
Section-by-Section Analysis

HOUSE VERSION

SECTION 1. Subchapter B, Chapter 17, Agriculture Code, is amended by adding Section 17.0515 to read as follows:  
Sec. 17.0515. NOTICE OF MOTOR FUEL TAX RATES.

The department shall display on each motor fuel pump from which motor fuel is sold at retail a notice of the current rates of the federal and state motor fuel taxes. The notice must:

- (1) display the current rate of each tax, in cents per gallon, for each type of motor fuel;
- (2) be displayed on each face of the motor fuel pump on which the price of the motor fuel sold from the pump is displayed; and
- (3) be displayed in a clear, conspicuous, and prominent manner.

*No equivalent provision.*

*No equivalent provision.*

SECTION 2. This Act takes effect January 1, 2016.

SENATE VERSION (CS)

SECTION 1. Subchapter B, Chapter 17, Agriculture Code, is amended by adding Section 17.0515 to read as follows:  
Sec. 17.0515. NOTICE OF MOTOR FUEL TAX RATES.

(a) The department shall display *or require to be displayed* on each motor fuel pump from which motor fuel is sold at retail a notice of the current rates of the federal and state motor fuel taxes. The notice must:

- (1) display the current rate of each tax, in cents per gallon, for each type of motor fuel;
- (2) be displayed on each face of the motor fuel pump on which the price of the motor fuel sold from the pump is displayed; and
- (3) be displayed in a clear, conspicuous, and prominent manner.

(b) The department *may* include the notice required under Subsection (a) with any other notice displayed or required by department rule to be displayed, including a "Fuel Feedback?" sticker.

SECTION 2. The Department of Agriculture is not required to display, *or may not require to be displayed*, a notice on a motor fuel pump under Section 17.0515, Agriculture Code, as added by this Act, until the later of the date:

- (1) the department is at the pump's location for an inspection or other official business; or
- (2) the department's inventory of "Fuel Feedback?" stickers on hand on the effective date of this Act is used and the department acquires new stickers.

SECTION 3. Same as House version.

CONFERENCE

SECTION 1. Subchapter B, Chapter 17, Agriculture Code, is amended by adding Section 17.0515 to read as follows:  
Sec. 17.0515. NOTICE OF MOTOR FUEL TAX RATES.

(a) Substantially the same as House version.

(b) The department *shall* include the notice required under Subsection (a) with any other notice displayed or required by department rule to be displayed, including a "Fuel Feedback?" sticker.

SECTION 2. The Department of Agriculture is not required to display a notice on a motor fuel pump under Section 17.0515, Agriculture Code, as added by this Act, until the later of the date:

- (1) the department is at the pump's location for an inspection or other official business; or
- (2) the department's inventory of "Fuel Feedback?" stickers on hand on the effective date of this Act is used and the department acquires new stickers.

SECTION 3. Same as House version.

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION**

**May 30, 2015**

**TO:** Honorable Dan Patrick, Lieutenant Governor, Senate  
Honorable Joe Straus, Speaker of the House, House of Representatives

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE: HB991** by Bohac (Relating to the display of notice of federal and state tax rates for motor fuel sold at retail.), **Conference Committee Report**

**No significant fiscal implication to the State is anticipated.**

The bill would amend the Agriculture Code to require the Texas Department of Agriculture (TDA) to display on each face of a motor fuel pump a notice of the current rates of the federal and state motor fuel taxes.

The bill would provide that TDA would not be required to display the motor fuel tax information until the later of 1) when TDA is at the pump's location for an inspection or other official business, or 2) until TDA's inventory of Consumer Information Stickers (i.e., "Fuel Feedback?" stickers) is depleted. Retail gas stations will receive the new stickers from TDA either upon request or provided by TDA at the time of inspection. TDA estimates there would be a minimal cost associated with implementing the provisions of the bill.

**Local Government Impact**

No significant fiscal implication to units of local government is anticipated.


**Source Agencies:** 551 Department of Agriculture

**LBB Staff:** UP, SD, TB, CL, MW, AG

**Certification of Compliance with  
Rule 13, Section 6(b), House Rules of Procedure**

Rule 13, Section 6(b), House Rules of Procedure, requires a copy of a conference committee report signed by a majority of each committee of the conference to be furnished to each member of the committee in person or, if unable to deliver in person, by placing a copy in the member's newspaper mailbox at least one hour before the report is furnished to each member of the house under Rule 13, Section 10(a). The paper copies of the report submitted to the chief clerk under Rule 13, Section 10(b), must contain a certificate that the requirement of Rule 13, Section 6(b), has been satisfied, and that certificate must be attached to the copy of the report furnished to each member under Rule 13, Section 10(d). Failure to comply with this requirement is not a sustainable point of order under Rule 13.

I certify that a copy of the conference committee report on HB 991 was furnished to each member of the conference committee in compliance with Rule 13, Section 6(b), House Rules of Procedure, before submission of the paper copies of the report to the chief clerk under Rule 13, Section 10(b), House Rules of Procedure.

  
\_\_\_\_\_  
(name)

5/30/15  
\_\_\_\_\_  
(date)