

AN ACT

relating to the implementation of a photographic traffic signal enforcement system; providing for the imposition of civil penalties and to the use of the money collected to help fund trauma facilities and emergency medical services; providing a criminal penalty.

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

SECTION 1. Subtitle I, Title 7, Transportation Code, is amended by adding Chapter 707 to read as follows:

CHAPTER 707. PHOTOGRAPHIC TRAFFIC SIGNAL

ENFORCEMENT SYSTEM

Sec. 707.001. DEFINITIONS. In this chapter:

(1) "Local authority" has the meaning assigned by Section 541.002.

(2) "Owner of a motor vehicle" means the owner of a motor vehicle as shown on the motor vehicle registration records of the Texas Department of Transportation or the analogous department or agency of another state or country.

(3) "Photographic traffic signal enforcement system" means a system that:

(A) consists of a camera system and vehicle sensor installed to exclusively work in conjunction with an electrically operated traffic-control signal; and

(B) is capable of producing at least two recorded images that depict the license plate attached to the front or the

1 rear of a motor vehicle that is not operated in compliance with the
2 instructions of the traffic-control signal.

3 (4) "Recorded image" means a photographic or digital
4 image that depicts the front or the rear of a motor vehicle.

5 (5) "Traffic-control signal" has the meaning assigned
6 by Section 541.304.

7 Sec. 707.002. AUTHORITY TO PROVIDE FOR CIVIL PENALTY. The
8 governing body of a local authority by ordinance may implement a
9 photographic traffic signal enforcement system and provide that the
10 owner of a motor vehicle is liable to the local authority for a
11 civil penalty if, while facing only a steady red signal displayed by
12 an electrically operated traffic-control signal located in the
13 local authority, the vehicle is operated in violation of the
14 instructions of that traffic-control signal, as specified by
15 Section 544.007(d).

16 Sec. 707.003. INSTALLATION AND OPERATION OF PHOTOGRAPHIC
17 TRAFFIC SIGNAL ENFORCEMENT SYSTEM. (a) A local authority that
18 implements a photographic traffic signal enforcement system under
19 this chapter may:

20 (1) contract for the administration and enforcement of
21 the system; and

22 (2) install and operate the system or contract for the
23 installation or operation of the system.

24 (b) A local authority that contracts for the administration
25 and enforcement of a photographic traffic signal enforcement system
26 may not agree to pay the contractor a specified percentage of, or
27 dollar amount from, each civil penalty collected.

1 (c) Before installing a photographic traffic signal
2 enforcement system at an intersection approach, the local authority
3 shall conduct a traffic engineering study of the approach to
4 determine whether, in addition to or as an alternative to the
5 system, a design change to the approach or a change in the
6 signalization of the intersection is likely to reduce the number of
7 red light violations at the intersection.

8 (d) An intersection approach must be selected for the
9 installation of a photographic traffic signal enforcement system
10 based on traffic volume, the history of accidents at the approach,
11 the number or frequency of red light violations at the
12 intersection, and similar traffic engineering and safety criteria,
13 without regard to the ethnic or socioeconomic characteristics of
14 the area in which the approach is located.

15 (e) A local authority shall report results of the traffic
16 engineering study required by Subsection (c) to a citizen advisory
17 committee consisting of one person appointed by each member of the
18 governing body of the local authority. The committee shall advise
19 the local authority on the installation and operation of a
20 photographic traffic signal enforcement system established under
21 this chapter.

22 (f) A local authority may not impose a civil penalty under
23 this chapter on the owner of a motor vehicle if the local authority
24 violates Subsection (b) or (c).

25 (g) The local authority shall install signs along each
26 roadway that leads to an intersection at which a photographic
27 traffic signal enforcement system is in active use. The signs must

1 be at least 100 feet from the intersection or located according to
2 standards established in the manual adopted by the Texas
3 Transportation Commission under Section 544.001, be easily
4 readable to any operator approaching the intersection, and clearly
5 indicate the presence of a photographic monitoring system that
6 records violations that may result in the issuance of a notice of
7 violation and the imposition of a monetary penalty.

8 (h) A local authority or the person with which the local
9 authority contracts for the administration and enforcement of a
10 photographic traffic signal enforcement system may not provide
11 information about a civil penalty imposed under this chapter to a
12 credit bureau, as defined by Section 392.001, Finance Code.

13 Sec. 707.004. REPORT OF ACCIDENTS. (a) In this section,
14 "department" means the Texas Department of Transportation.

15 (b) Before installing a photographic traffic signal
16 enforcement system at an intersection approach, the local authority
17 shall compile a written report of the number and type of traffic
18 accidents that have occurred at the intersection for a period of at
19 least 18 months before the date of the report.

20 (c) Not later than six months after the date of the
21 installation of the photographic traffic signal enforcement system
22 at the intersection, the local authority shall provide the
23 department a copy of the report required by Subsection (b).

24 (d) After installing a photographic traffic signal
25 enforcement system at an intersection approach, the local authority
26 shall monitor and annually report to the department the number and
27 type of traffic accidents at the intersection to determine whether

1 the system results in a reduction in accidents or a reduction in the
2 severity of accidents.

3 (e) The report must be in writing in the form prescribed by
4 the department.

5 (f) Not later than December 1 of each year, the department
6 shall publish the information submitted by a local authority under
7 Subsection (d).

8 Sec. 707.005. MINIMUM CHANGE INTERVAL. At an intersection
9 at which a photographic traffic monitoring system is in use, the
10 minimum change interval for a steady yellow signal must be
11 established in accordance with the Texas Manual on Uniform Traffic
12 Control Devices.

13 Sec. 707.006. GENERAL SURVEILLANCE PROHIBITED; OFFENSE.

14 (a) A local authority shall operate a photographic traffic control
15 signal enforcement system only for the purpose of detecting a
16 violation or suspected violation of a traffic-control signal.

17 (b) A person commits an offense if the person uses a
18 photographic traffic signal enforcement system to produce a
19 recorded image other than in the manner and for the purpose
20 specified by this chapter.

21 (c) An offense under this section is a Class A misdemeanor.

22 Sec. 707.007. AMOUNT OF CIVIL PENALTY; LATE PAYMENT
23 PENALTY. If a local authority enacts an ordinance to enforce
24 compliance with the instructions of a traffic-control signal by the
25 imposition of a civil or administrative penalty, the amount of:

26 (1) the civil or administrative penalty may not exceed
27 \$75; and

1 (2) a late payment penalty may not exceed \$25.

2 Sec. 707.008. DEPOSIT OF REVENUE FROM CERTAIN TRAFFIC
3 PENALTIES. (a) Not later than the 60th day after the end of a
4 local authority's fiscal year, after deducting amounts the local
5 authority is authorized by Subsection (b) to retain, the local
6 authority shall:

7 (1) send 50 percent of the revenue derived from civil
8 or administrative penalties collected by the local authority under
9 this section to the comptroller for deposit to the credit of the
10 regional trauma account established under Section 782.002, Health
11 and Safety Code; and

12 (2) deposit the remainder of the revenue in a special
13 account in the local authority's treasury that may be used only to
14 fund traffic safety programs, including pedestrian safety
15 programs, public safety programs, intersection improvements, and
16 traffic enforcement.

17 (b) A local authority may retain an amount necessary to
18 cover the costs of:

19 (1) purchasing or leasing equipment that is part of or
20 used in connection with the photographic traffic signal enforcement
21 system in the local authority;

22 (2) installing the photographic traffic signal
23 enforcement system at sites in the local authority, including the
24 costs of installing cameras, flashes, computer equipment, loop
25 sensors, detectors, utility lines, data lines, poles and mounts,
26 networking equipment, and associated labor costs;

27 (3) operating the photographic traffic signal

1 enforcement system in the local authority, including the costs of
2 creating, distributing, and delivering violation notices, review
3 of violations conducted by employees of the local authority, the
4 processing of fine payments and collections, and the costs
5 associated with administrative adjudications and appeals; and

6 (4) maintaining the general upkeep and functioning of
7 the photographic traffic signal enforcement system.

8 (c) Chapter 133, Local Government Code, applies to fee
9 revenue described by Subsection (a)(1).

10 (d) If under Section 133.059, Local Government Code, the
11 comptroller conducts an audit of a local authority and determines
12 that the local authority retained more than the amounts authorized
13 by this section or failed to deposit amounts as required by this
14 section, the comptroller may impose a penalty on the local
15 authority equal to twice the amount the local authority:

16 (1) retained in excess of the amount authorized by
17 this section; or

18 (2) failed to deposit as required by this section.

19 Sec. 707.009. REQUIRED ORDINANCE PROVISIONS. An ordinance
20 adopted under Section 707.002 must provide that a person against
21 whom the local authority seeks to impose a civil penalty is entitled
22 to a hearing and shall:

23 (1) provide for the period in which the hearing must be
24 held;

25 (2) provide for the appointment of a hearing officer
26 with authority to administer oaths and issue orders compelling the
27 attendance of witnesses and the production of documents; and

1 (3) designate the department, agency, or office of the
2 local authority responsible for the enforcement and administration
3 of the ordinance or provide that the entity with which the local
4 authority contracts under Section 707.003(a)(1) is responsible for
5 the enforcement and administration of the ordinance.

6 Sec. 707.010. EFFECT ON OTHER ENFORCEMENT. (a) The
7 implementation of a photographic traffic signal enforcement system
8 by a local authority under this chapter does not:

9 (1) preclude the application or enforcement in the
10 local authority of Section 544.007(d) in the manner prescribed by
11 Chapter 543; or

12 (2) prohibit a peace officer from arresting a violator
13 of Section 544.007(d) as provided by Chapter 543, if the peace
14 officer personally witnesses the violation, or from issuing the
15 violator a citation and notice to appear as provided by that
16 chapter.

17 (b) A local authority may not impose a civil penalty under
18 this chapter on the owner of a motor vehicle if the operator of the
19 vehicle was arrested or issued a citation and notice to appear by a
20 peace officer for the same violation of Section 544.007(d) recorded
21 by the photographic traffic signal enforcement system.

22 Sec. 707.011. NOTICE OF VIOLATION; CONTENTS. (a) The
23 imposition of a civil penalty under this chapter is initiated by the
24 mailing of a notice of violation to the owner of the motor vehicle
25 against whom the local authority seeks to impose the civil penalty.

26 (b) Not later than the 30th day after the date the violation
27 is alleged to have occurred, the designated department, agency, or

1 office of the local authority or the entity with which the local
2 authority contracts under Section 707.003(a)(1) shall mail the
3 notice of violation to the owner at:

4 (1) the owner's address as shown on the registration
5 records of the Texas Department of Transportation; or

6 (2) if the vehicle is registered in another state or
7 country, the owner's address as shown on the motor vehicle
8 registration records of the department or agency of the other state
9 or country analogous to the Texas Department of Transportation.

10 (c) The notice of violation must contain:

11 (1) a description of the violation alleged;

12 (2) the location of the intersection where the
13 violation occurred;

14 (3) the date and time of the violation;

15 (4) the name and address of the owner of the vehicle
16 involved in the violation;

17 (5) the registration number displayed on the license
18 plate of the vehicle involved in the violation;

19 (6) a copy of a recorded image of the violation limited
20 solely to a depiction of the area of the registration number
21 displayed on the license plate of the vehicle involved in the
22 violation;

23 (7) the amount of the civil penalty for which the owner
24 is liable;

25 (8) the number of days the person has in which to pay
26 or contest the imposition of the civil penalty and a statement that
27 the person incurs a late payment penalty if the civil penalty is not

1 paid or imposition of the penalty is not contested within that
2 period;

3 (9) a statement that the owner of the vehicle in the
4 notice of violation may elect to pay the civil penalty by mail sent
5 to a specified address instead of appearing at the time and place of
6 the administrative adjudication hearing; and

7 (10) information that informs the owner of the vehicle
8 named in the notice of violation:

9 (A) of the owner's right to contest the
10 imposition of the civil penalty against the person in an
11 administrative adjudication hearing;

12 (B) that imposition of the civil penalty may be
13 contested by submitting a written request for an administrative
14 adjudication hearing before the expiration of the period specified
15 under Subdivision (8); and

16 (C) that failure to pay the civil penalty or to
17 contest liability for the penalty in a timely manner is an admission
18 of liability and a waiver of the owner's right to appeal the
19 imposition of the civil penalty.

20 (d) A notice of violation is presumed to have been received
21 on the fifth day after the date the notice is mailed.

22 Sec. 707.012. ADMISSION OF LIABILITY. A person who fails to
23 pay the civil penalty or to contest liability for the penalty in a
24 timely manner or who requests an administrative adjudication
25 hearing to contest the imposition of the civil penalty against the
26 person and fails to appear at that hearing is considered to:

27 (1) admit liability for the full amount of the civil

1 penalty stated in the notice of violation mailed to the person; and

2 (2) waive the person's right to appeal the imposition
3 of the civil penalty.

4 Sec. 707.013. PRESUMPTION. (a) It is presumed that the
5 owner of the motor vehicle committed the violation alleged in the
6 notice of violation mailed to the person if the motor vehicle
7 depicted in a photograph or digital image taken by a photographic
8 traffic signal enforcement system belongs to the owner of the motor
9 vehicle.

10 (b) If, at the time of the violation alleged in the notice of
11 violation, the motor vehicle depicted in a photograph or digital
12 image taken by a photographic traffic signal enforcement system was
13 owned by a person in the business of selling, renting, or leasing
14 motor vehicles or by a person who was not the person named in the
15 notice of violation, the presumption under Subsection (a) is
16 rebutted on the presentation of evidence establishing that the
17 vehicle was at that time:

18 (1) being test driven by another person;

19 (2) being rented or leased by the vehicle's owner to
20 another person; or

21 (3) owned by a person who was not the person named in
22 the notice of violation.

23 (c) Notwithstanding Section 707.014, the presentation of
24 evidence under Subsection (b) by a person who is in the business of
25 selling, renting, or leasing motor vehicles or did not own the
26 vehicle at the time of the violation must be made by affidavit,
27 through testimony at the administrative adjudication hearing under

1 Section 707.014, or by a written declaration under penalty of
2 perjury. The affidavit or written declaration may be submitted by
3 mail to the local authority or the entity with which the local
4 authority contracts under Section 707.003(a)(1).

5 (d) If the presumption established by Subsection (a) is
6 rebutted under Subsection (b), a civil penalty may not be imposed on
7 the owner of the vehicle or the person named in the notice of
8 violation, as applicable.

9 (e) If, at the time of the violation alleged in the notice of
10 violation, the motor vehicle depicted in the photograph or digital
11 image taken by the photographic traffic signal enforcement system
12 was owned by a person in the business of renting or leasing motor
13 vehicles and the vehicle was being rented or leased to an
14 individual, the owner of the motor vehicle shall provide to the
15 local authority or the entity with which the local authority
16 contracts under Section 707.003(a)(1) the name and address of the
17 individual who was renting or leasing the motor vehicle depicted in
18 the photograph or digital image and a statement of the period during
19 which that individual was renting or leasing the vehicle. The owner
20 shall provide the information required by this subsection not later
21 than the 30th day after the date the notice of violation is
22 received. If the owner provides the required information, it is
23 presumed that the individual renting or leasing the motor vehicle
24 committed the violation alleged in the notice of violation and the
25 local authority or contractor may send a notice of violation to that
26 individual at the address provided by the owner of the motor
27 vehicle.

1 Sec. 707.014. ADMINISTRATIVE ADJUDICATION HEARING. (a) A
2 person who receives a notice of violation under this chapter may
3 contest the imposition of the civil penalty specified in the notice
4 of violation by filing a written request for an administrative
5 adjudication hearing. The request for a hearing must be filed on or
6 before the date specified in the notice of violation, which may not
7 be earlier than the 30th day after the date the notice of violation
8 was mailed.

9 (b) On receipt of a timely request for an administrative
10 adjudication hearing, the local authority shall notify the person
11 of the date and time of the hearing.

12 (c) A hearing officer designated by the governing body of
13 the local authority shall conduct the administrative adjudication
14 hearing.

15 (d) In an administrative adjudication hearing, the issues
16 must be proven by a preponderance of the evidence.

17 (e) The reliability of the photographic traffic signal
18 enforcement system used to produce the recorded image of the motor
19 vehicle involved in the violation may be attested to by affidavit of
20 an officer or employee of the local authority or of the entity with
21 which the local authority contracts under Section 707.003(a)(1) who
22 is responsible for inspecting and maintaining the system.

23 (f) An affidavit of an officer or employee of the local
24 authority or entity that alleges a violation based on an inspection
25 of the applicable recorded image is:

26 (1) admissible in the administrative adjudication
27 hearing and in an appeal under Section 707.016; and

1 (2) evidence of the facts contained in the affidavit.

2 (g) At the conclusion of the administrative adjudication
3 hearing, the hearing officer shall enter a finding of liability for
4 the civil penalty or a finding of no liability for the civil
5 penalty. A finding under this subsection must be in writing and be
6 signed and dated by the hearing officer.

7 (h) A finding of liability for a civil penalty must specify
8 the amount of the civil penalty for which the person is liable. If
9 the hearing officer enters a finding of no liability, a civil
10 penalty for the violation may not be imposed against the person.

11 (i) A finding of liability or a finding of no liability
12 entered under this section may:

13 (1) be filed with the clerk or secretary of the local
14 authority or with a person designated by the governing body of the
15 local authority; and

16 (2) be recorded on microfilm or microfiche or using
17 data processing techniques.

18 Sec. 707.015. UNTIMELY REQUEST FOR ADMINISTRATIVE
19 ADJUDICATION HEARING. Notwithstanding any other provision of this
20 chapter, a person who receives a notice of violation under this
21 chapter and who fails to timely pay the amount of the civil penalty
22 or fails to timely request an administrative adjudication hearing
23 is entitled to an administrative adjudication hearing if:

24 (1) the person submits a written request for the
25 hearing to the designated hearing officer, accompanied by an
26 affidavit that attests to the date on which the person received the
27 notice of violation; and

1 (2) the written request and affidavit are submitted to
2 the hearing officer within the same number of days after the date
3 the person received the notice of violation as specified under
4 Section 707.011(c)(8).

5 Sec. 707.016. APPEAL. (a) The owner of a motor vehicle
6 determined by a hearing officer to be liable for a civil penalty may
7 appeal that determination to a judge by filing an appeal petition
8 with the clerk of the court. The petition must be filed with:

9 (1) a justice court of the county in which the local
10 authority is located; or

11 (2) if the local authority is a municipality, the
12 municipal court of the municipality.

13 (b) The petition must be:

14 (1) filed before the 31st day after the date on which
15 the administrative adjudication hearing officer entered the
16 finding of liability for the civil penalty; and

17 (2) accompanied by payment of the costs required by
18 law for the court.

19 (c) The court clerk shall schedule a hearing and notify the
20 owner of the motor vehicle and the appropriate department, agency,
21 or office of the local authority of the date, time, and place of the
22 hearing.

23 (d) An appeal stays enforcement and collection of the civil
24 penalty imposed against the owner of the motor vehicle. The owner
25 shall file a notarized statement of personal financial obligation
26 to perfect the owner's appeal.

27 (e) An appeal under this section shall be determined by the

1 court by trial de novo.

2 Sec. 707.017. ENFORCEMENT. If the owner of a motor vehicle
3 is delinquent in the payment of a civil penalty imposed under this
4 chapter, the county assessor-collector or the Texas Department of
5 Transportation may refuse to register a motor vehicle alleged to
6 have been involved in the violation.

7 Sec. 707.018. IMPOSITION OF CIVIL PENALTY NOT A CONVICTION.
8 The imposition of a civil penalty under this chapter is not a
9 conviction and may not be considered a conviction for any purpose.

10 Sec. 707.019. FAILURE TO PAY CIVIL PENALTY. (a) If the
11 owner of the motor vehicle fails to timely pay the amount of the
12 civil penalty imposed against the owner:

13 (1) an arrest warrant may not be issued for the owner;
14 and

15 (2) the imposition of the civil penalty may not be
16 recorded on the owner's driving record.

17 (b) Notice of Subsection (a) must be included in the notice
18 of violation required by Section 707.011(c).

19 SECTION 2. Subsection (a), Section 27.031, Government Code,
20 is amended to read as follows:

21 (a) In addition to the jurisdiction and powers provided by
22 the constitution and other law, the justice court has original
23 jurisdiction of:

24 (1) civil matters in which exclusive jurisdiction is
25 not in the district or county court and in which the amount in
26 controversy is not more than \$5,000, exclusive of interest;

27 (2) cases of forcible entry and detainer; [~~and~~]

1 (3) foreclosure of mortgages and enforcement of liens
2 on personal property in cases in which the amount in controversy is
3 otherwise within the justice court's jurisdiction; and

4 (4) cases arising under Chapter 707, Transportation
5 Code, outside a municipality's territorial limits.

6 SECTION 3. Section 29.003, Government Code, is amended by
7 adding Subsection (g) to read as follows:

8 (g) A municipal court, including a municipal court of
9 record, shall have exclusive appellate jurisdiction within the
10 municipality's territorial limits in a case arising under Chapter
11 707, Transportation Code.

12 SECTION 4. Section 133.004, Local Government Code, is
13 amended to read as follows:

14 Sec. 133.004. CIVIL FEES. This chapter applies to the
15 following civil fees:

16 (1) the consolidated fee on filing in district court
17 imposed under Section 133.151;

18 (2) the filing fee in district court for basic civil
19 legal services for indigents imposed under Section 133.152;

20 (3) the filing fee in courts other than district court
21 for basic civil legal services for indigents imposed under Section
22 133.153;

23 (4) the filing fees for the judicial fund imposed in
24 certain statutory county courts under Section 51.702, Government
25 Code;

26 (5) the filing fees for the judicial fund imposed in
27 certain county courts under Section 51.703, Government Code;

1 (6) the filing fees for the judicial fund imposed in
2 certain statutory probate courts under Section 51.704, Government
3 Code;

4 (7) fees collected under Section 118.015;

5 (8) marriage license fees for the family trust fund
6 collected under Section 118.018;

7 (9) marriage license or declaration of informal
8 marriage fees for the child abuse and neglect prevention trust fund
9 account collected under Section 118.022; ~~and~~

10 (10) the filing fee for the judicial fund imposed in
11 district court, statutory county court, and county court under
12 Section 133.154; and

13 (11) the portion of the civil or administrative
14 penalty described by Section 707.008(a)(1), Transportation Code,
15 imposed by a local authority to enforce compliance with the
16 instructions of a traffic-control signal.

17 SECTION 5. Subtitle B, Title 9, Health and Safety Code, is
18 amended by adding Chapter 782 to read as follows:

19 CHAPTER 782. REGIONAL EMERGENCY MEDICAL SERVICES

20 Sec. 782.001. DEFINITIONS. In this chapter:

21 (1) "Commission" means the Health and Human Services
22 Commission.

23 (2) "Commissioner" means the executive commissioner
24 of the Health and Human Services Commission.

25 Sec. 782.002. REGIONAL TRAUMA ACCOUNT. (a) The regional
26 trauma account is created as a dedicated account in the general
27 revenue fund of the state treasury. Money in the account may be

1 appropriated only to the commission to make distributions as
2 provided by Section 782.003.

3 (b) The account is composed of money deposited to the credit
4 of the account under Section 707.008, Transportation Code, and the
5 earnings of the account.

6 (c) Sections 403.095 and 404.071, Government Code, do not
7 apply to the account.

8 Sec. 782.003. PAYMENTS FROM THE REGIONAL TRAUMA ACCOUNT.

9 (a) The commissioner shall use money appropriated from the
10 regional trauma account established under Section 782.002 to fund
11 uncompensated care of designated trauma facilities and county and
12 regional emergency medical services located in the area served by
13 the trauma service area regional advisory council that serves the
14 local authority submitting money under Section 707.008,
15 Transportation Code.

16 (b) In any fiscal year, the commissioner shall use:

17 (1) 96 percent of the money appropriated from the
18 account to fund a portion of the uncompensated trauma care provided
19 at facilities designated as state trauma facilities by the
20 Department of State Health Services;

21 (2) two percent of the money appropriated from the
22 account for county and regional emergency medical services;

23 (3) one percent of the money appropriated from the
24 account for distribution to the 22 trauma service area regional
25 advisory councils; and

26 (4) one percent of the money appropriated from the
27 account to fund administrative costs of the commission.

1 (c) The money under Subsection (b) shall be distributed in
2 proportion to the amount deposited to the account from the local
3 authority.

4 SECTION 6. Section 707.008, Transportation Code, as added
5 by this Act, and Section 782.002, Health and Safety Code, as added
6 by this Act, apply to revenue received by a local authority unit of
7 this state from the imposition of a civil or administrative penalty
8 on or after the effective date of this Act, regardless of whether
9 the penalty was imposed before, on, or after the effective date of
10 this Act.

11 SECTION 7. Not later than December 1, 2007, the executive
12 commissioner of the Health and Human Services Commission shall
13 adopt rules to implement Chapter 782, Health and Safety Code, as
14 added by this Act.

15 SECTION 8. The reporting and publication requirements
16 imposed by Section 707.004, Transportation Code, as added by this
17 Act, apply only to a year beginning on or after January 1, 2008.

18 SECTION 9. Section 707.003, Transportation Code, as added
19 by this Act, applies only to a contract entered into on or after the
20 effective date of this Act.

21 SECTION 10. This Act takes effect September 1, 2007.

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 1119 passed the Senate on April 3, 2007, by the following vote: Yeas 28, Nays 2; May 24, 2007, Senate refused to concur in House amendments and requested appointment of Conference Committee; May 26, 2007, House granted request of the Senate; May 27, 2007, Senate adopted Conference Committee Report by the following vote: Yeas 28, Nays 2.

Secretary of the Senate

I hereby certify that S.B. No. 1119 passed the House, with amendments, on May 16, 2007, by the following vote: Yeas 136, Nays 12, two present not voting; May 26, 2007, House granted request of the Senate for appointment of Conference Committee; May 27, 2007, House adopted Conference Committee Report by the following vote: Yeas 125, Nays 18, two present not voting.

Chief Clerk of the House

Approved:

Date

Governor