

1 **STATUTORY AUTHORITY.** The department adopts amendments to §57.48(a)(1) and §57.48(a)(4) under
2 Transportation Code §1006.101. Transportation Code §1006.101 authorizes the MVCPA to adopt rules
3 that are necessary and appropriate to implement the powers and duties of the authority.

4 **CROSS REFERENCE TO STATUTE.** Art. 4413(37) §6.

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6 **TEXT.**

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43 TAC §57.48

8 §57.48. Motor Vehicle Years of Insurance Calculations.

9 (a) Each insurer, in calculating the fees established by Transportation Code §1006.153, shall
10 comply with the following guidelines:

11 (1) The single statutory fee of \$5 is payable on each motor vehicle for which the insurer
12 provides insurance coverage during the calendar year regardless of the number of policy renewals; and

13 (2) When more than one insurer provides coverage for a motor vehicle during the
14 calendar year, each insurer shall pay the statutory fee for that vehicle.

15 (3) “Motor vehicle insurance” as referred to in Transportation Code, Chapter 1006, means
16 motor vehicle insurance as defined by the Insurance Code, Article 5.01(e). This definition shall be used
17 when calculating the fees under this section.

18 (4) All motor vehicle or automobile insurance policies as defined by Insurance Code,
19 Article 5.01(e), covering a motor vehicle shall be assessed the \$5 fee except mechanical breakdown
20 policies, garage liability policies, non-resident policies and policies providing only non-ownership or hired
21 auto coverages.

22 (b) The Insurance Motor Vehicle Crime Prevention Authority Fee Report form and Instructions for
23 the Computation of the Motor Vehicle Crime Prevention Authority Fee of the Comptroller of Public

1 Accounts are adopted by reference. The form and instructions are available from the Comptroller of
2 Public Accounts, Tax Administration, P.O. Box 149356, Austin, Texas 78714-9356. Each insurer shall use
3 this form and follow those instructions when reporting assessment information to the Comptroller.

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5 The agency certifies that legal counsel has reviewed the adoption and found it to be a valid exercise of
6 the agency's legal authority.

7 Filed with the Office of the Secretary of State on December 21, 2023.

8

/s/ David Richards

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David Richards, General Counsel

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