

1 penalty associated with failing to maintain compliance with Transportation Code §502.0025, the rules
2 adopted under that section, and inspection requirements.

3 The proposed amendments to §217.54 include changes that provide increased clarity and
4 readability regarding the department's existing practices.

5 The following paragraphs address the amendments in this proposal.

6 The amendments to §217.54(e), (f), and (i)(6)(B) replace the term "insignia" with "metal fleet
7 license plate" and "registration receipt" to conform with current department operations. Fleet license
8 plates and registration receipts are issued to commercial fleet registrants rather than registration insignia,
9 under Transportation Code §502.0023. The amendments remove §217.54(e)(2) and (e)(3) as those
10 requirements apply only to insignia, making them unnecessary when insignia are not used. The
11 amendments also renumber existing §217.54(e)(4) and (e)(5) accordingly.

12 The amendments to §217.54(f)(2) and (3) and (i)(6)(B) add the option of providing the department
13 with acceptable proof that the metal fleet license plates have been destroyed when the registered vehicle
14 has been removed from the fleet or when the registration has been canceled.

15 The amendments to §217.55(a)(2)(A)(iii) change the manner in which an application for exempt
16 registration provides the required statement "that the vehicle is owned or under the control of and will
17 be operated by the exempt agency." The amendment requires the statement to be a certification instead
18 of the currently required affidavit. The change conforms the rule to the department's current practices.

19 The amendments to §217.55(a)(3)(D) remove the reference to an exempt plate being marked
20 with a replacement date because license plates no longer have an assigned replacement interval.

21 New §217.55(e) establishes rules necessary to implement the extended registration allowed
22 under Transportation Code §502.0025, including (i) rules regarding the suspension of an exempt county
23 fleet's registration for failure to comply with the law or adopted rules and (ii) establishing a method to

1 enforce the inspection requirements under Chapter 548 for motor vehicles, semitrailers, and trailers
2 registered under the section. Because the exempt county fleet statute (Transportation Code §502.0025)
3 largely mirrors the commercial fleet statute (Transportation Code §502.0023), new §217.55(e) also largely
4 mirrors the existing commercial fleet rule (§217.54).

5 New §217.55(e) allows an exempt county fleet to be registered for annual increments of up to
6 eight years; and requires that a registered vehicle be titled, unless exempt by statute from titling. New
7 §217.55(e)(1) – (e)(4) establish application requirements and requirements related to registration receipts
8 and exempt fleet license plates. New §217.55(e)(5) establishes requirements related to adding or
9 removing a vehicle from an exempt county fleet. New §217.55(e)(6) establishes procedures for paying the
10 state’s portion of the vehicle inspection fee. New §217.55(e)(7) allows for the cancellation of a registration
11 for noncompliance with the exempt fleet statutes and rules or with inspection requirements under
12 Transportation Code Chapter 548 and prohibits a vehicle with canceled registration from operating on a
13 public highway. New §217.55(e)(8) and §217.55(e)(9) establish procedures for reinstating a canceled
14 registration and for requesting a replacement license plate.

15 The amendment to §217.184(3) specifies that exempt county fleets are excluded from the
16 processing and handling fee requirements under §217.183. The amendment to §217.184(3) is necessary
17 to implement SB 1064's amendments to Transportation Code §502.453.

18 **FISCAL NOTE AND LOCAL EMPLOYMENT IMPACT STATEMENT.** Glenna Bowman, Chief Financial Officer,
19 has determined that in the first five years the proposed amendments will be in effect, there will be a one-
20 time technology implementation cost of \$250,000 in the first year to implement programming for the
21 department's automated systems. This amount is appropriated to the department in Section 48 of House
22 Bill 2, 87th Legislature, Regular Session (2021). Vehicles in an exempt county fleet will be registered
23 directly through a department system which could result in minor reductions in workloads for county tax

1 assessor-collector offices but any effect from this is expected to be negligible. Therefore, there is no fiscal
2 impact to the state or local governments as a result of the enforcement or administration of the proposal.

3 Jimmy Archer, Director of the Motor Carrier Division, and Roland D. Luna, Sr., Deputy Executive
4 Director, have determined that there will be no measurable effect on local employment or the local
5 economy as a result of the proposal, because the overall number of registrations will not be affected.

6 **PUBLIC BENEFIT AND COST NOTE.** Mr. Archer and Mr. Luna have also determined that for each year of
7 the first five years the proposed amendments are in effect, the public benefits include establishing rules
8 to implement SB 1064 and the option it creates for owners of an exempt county fleet to register vehicles
9 for an extended period. Other amendments remove obsolete text that may be confusing to readers and
10 conform the rules to current practices.

11 Mr. Archer and Mr. Luna anticipate that there will be no additional costs on a regulated person to
12 comply with these amendments because the amendments do not establish any additional requirements
13 on a regulated person beyond the requirements under statute. There will be a small reduction in costs on
14 a regulated person because the amendments will no longer require the application to include a notarized
15 affidavit regarding the control and operation of the vehicle, and instead will require only a certification.

16 **ECONOMIC IMPACT STATEMENT AND REGULATORY FLEXIBILITY ANALYSIS.** As required by Government
17 Code §2006.002, the department has determined that the proposed amendments will not have an
18 adverse economic or financial effect on small businesses, micro-businesses, or rural communities because
19 the amendments to implement SB 1064 apply only to a local government with a population of more than
20 3.3 million. Therefore, the department is not required to prepare a regulatory flexibility analysis under
21 Government Code §2006.002.

22 **TAKINGS IMPACT ASSESSMENT.** The department has determined that no private real property interests
23 are affected by this proposal and that this proposal does not restrict or limit an owner's right to property

1 that would otherwise exist in the absence of government action and, therefore, does not constitute a
2 taking or require a takings impact assessment under Government Code §2007.043.

3 **GOVERNMENT GROWTH IMPACT STATEMENT.** The department has determined that each year of the
4 first five years the proposed amendments are in effect, the proposed amendments:

5 -- will not create or eliminate a government program;

6 -- will not require the creation of new employee positions or the elimination of existing employee
7 positions;

8 -- will not require an increase or decrease in future legislative appropriations to the department;

9 -- will not require an increase or decrease in fees paid to the department;

10 -- will create new regulation;

11 -- will not expand existing regulations;

12 -- will not increase or decrease the number of individuals subject to the rule's applicability; and

13 -- will not positively or adversely affect the Texas economy.

14 **REQUEST FOR PUBLIC COMMENT.** If you want to comment on the proposal, submit your written
15 comments by 5:00 p.m. CST on **September 26, 2022**. A request for a public hearing must be sent separately
16 from your written comments. Send written comments or hearing requests by email to rules@txdmv.gov
17 or by mail to Office of General Counsel, Texas Department of Motor Vehicles, 4000 Jackson Avenue,
18 Austin, Texas 78731. If a hearing is held, the department will consider written comments and public
19 testimony presented at the hearing.

20 **STATUTORY AUTHORITY.** The department proposes amendments to §§217.54, 217.55, and 217.184
21 under Transportation Code §§502.0021, 502.0023, 502.0025, and 1002.001.

22 -- Transportation Code §502.0021 authorizes the department to adopt rules to administer
23 Transportation Code Chapter 502.

1 -- Transportation Code §502.0023 requires the department to adopt rules to implement extended
2 registration of commercial fleet vehicles.

3 -- Transportation Code §502.0025 requires the department to adopt rules to implement extended
4 registration of certain county fleet vehicles.

5 -- Transportation Code §1002.001 authorizes the board to adopt rules that are necessary and
6 appropriate to implement the powers and the duties of the department.

7 **CROSS REFERENCE TO STATUTE.** Transportation Code §§502.0023, 502.0025, and 502.453.

8

9 **TEXT.**

10 **Subchapter B. Motor Vehicle Registration**

11 **43 TAC §217.54 and §217.55**

12 §217.54. Registration of Fleet Vehicles.

13 (a) Scope. A registrant may consolidate the registration of multiple motor vehicles [~~including~~
14 ~~trailers and semitrailers,~~] in a fleet instead of registering each vehicle separately. A fleet may include
15 trailers and semitrailers. Except as provided by §217.55 of this title (relating to Exempt and Alias Vehicle
16 Registration), to consolidate registration, a registration must meet the requirements of this section. [This
17 section prescribes the policies and procedures for fleet registration.]

18 (b) Eligibility. A fleet must meet the following requirements to be eligible for fleet registration.

19 (1) No fewer than 25 vehicles will be registered as a fleet;

20 (2) Vehicles may be registered in annual increments for up to eight years;

21 (3) All vehicles in a fleet must be owned by or leased to the same business entity;

22 (4) All vehicles must be vehicles that are not registered under the International
23 Registration Plan; and

1 (5) Each vehicle must currently be titled in Texas or be issued a registration receipt, or the
2 registrant must submit an application for a title or registration for each vehicle.

3 (c) Application.

4 (1) Application for fleet registration must be in a form prescribed by the department. At
5 a minimum the form will require:

6 (A) the full name and complete address of the registrant;

7 (B) a description of each vehicle in the fleet, which may include the vehicle's
8 model year, make, model, vehicle identification number, document number, body style, gross weight,
9 empty weight, and for a commercial vehicle, manufacturer's rated carrying capacity in tons;

10 (C) the existing license plate number, if any, assigned to each vehicle; and

11 (D) any other information that the department may require.

12 (2) The application must be accompanied by the following items:

13 (A) in the case of a leased vehicle, a certification that the vehicle is currently
14 leased to the person to whom the fleet registration will be issued;

15 (B) registration fees prescribed by law for the entire registration period selected
16 by the registrant;

17 (C) local fees or other fees prescribed by law and collected in conjunction with
18 registering a vehicle for the entire registration period selected by the registrant;

19 (D) evidence of financial responsibility for each vehicle as required by
20 Transportation Code, §502.046, unless otherwise exempted by law;

21 (E) annual proof of payment of Heavy Vehicle Use Tax;

22 (F) the state's portion of the vehicle inspection fee; and

23 (G) any other documents or fees required by law.

1 (d) Registration period.

2 (1) The fleet owner will designate a single registration period for a fleet so the registration
3 period for each vehicle will expire on the same date.

4 (2) The fleet registration period will begin on the first day of a calendar month and end
5 on the last day of a calendar month.

6 (e) Registration receipt and fleet license plates [~~Insignia~~].

7 (1) As evidence of registration, the department will issue a registration receipt and one or
8 two metal fleet license plates [~~distinguishing insignia~~] for each vehicle in a fleet.

9 ~~[(2) The insignia shall be included on the license plate and affixed to the vehicle.]~~

10 ~~[(3) The insignia shall be attached to the rear license plate if the vehicle has no~~
11 ~~windshield.]~~

12 ~~[(2)][(4)]~~ The registration receipt for each vehicle shall at all times be carried in that vehicle
13 and be available to law enforcement personnel upon request.

14 ~~[(3)][(5)]~~ A registration receipt or fleet license plate [~~Insignia~~] may not be transferred
15 between vehicles, owners, or registrants.

16 (f) Fleet composition.

17 (1) A registrant may add a vehicle to a fleet at any time during the registration period. An
18 added vehicle will be given the same registration period as the fleet and will be issued one or two metal
19 fleet license plates and a registration receipt [~~insignia~~].

20 (2) A registrant may remove a vehicle from a fleet at any time during the registration
21 period. After a vehicle is removed from the fleet, the [~~The~~] fleet registrant shall either return the metal
22 fleet license plates [~~registration insignia~~] for that vehicle to the department or provide the department
23 with acceptable proof that the metal fleet license plates for that vehicle have been destroyed. [~~at the time~~

1 ~~the vehicle is removed from the fleet.]~~ Credit for any vehicle removed from the fleet for the remaining full
2 year increments can be applied to any vehicle added to the fleet or at the time of renewal. No refunds
3 will be given if credit is not used or the account is closed.

4 (3) If the number of vehicles in an account falls below 25 during the registration period,
5 fleet registration will remain in effect. If the number of vehicles in an account is below 25 at the end of
6 the registration period, fleet registration will be canceled. In the event of cancellation, each vehicle shall
7 be registered separately. The registrant shall immediately either return all metal fleet license plates to the
8 department or provide the department with acceptable proof that the metal fleet license plates have
9 been destroyed. ~~[registration insignia to the department.]~~

10 (g) Fees.

11 (1) When a fleet is first established, the department will charge a registration fee for each vehicle
12 for the entire registration period selected. A currently registered vehicle, however, will be given credit for
13 any remaining time on its separate registration.

14 (2) When a vehicle is added to an existing fleet, the department will charge a registration fee
15 that is prorated based on the number of months of fleet registration remaining. If the vehicle is currently
16 registered, this fee will be adjusted to provide credit for the number of months of separate registration
17 remaining.

18 (3) When a vehicle is removed from fleet registration, it will be considered to be registered
19 separately. The vehicle's separate registration will expire on the date that the fleet registration would
20 have expired. The registrant must pay the statutory replacement fee to obtain regular registration insignia
21 before the vehicle may be operated on a public highway.

1 (4) In addition to the registration fees prescribed by Transportation Code, Chapter 502, an owner
2 registering a fleet under this section must pay a one-time fee of \$10 per motor vehicle, semitrailer, or
3 trailer in the fleet. This fee is also due as follows:

4 (A) for each vehicle added to the owner's existing fleet; and

5 (B) for each vehicle that a buyer registers as a fleet, even though the seller previously registered
6 some or all of the vehicles as a fleet under this section.

7 (h) Payment. Payment will be made in the manner prescribed by the department.

8 (i) Cancellation.

9 (1) The department will cancel registration for non-payment and lack of proof of annual
10 payment of the Heavy Vehicle Use Tax.

11 (2) The department may cancel registration on any fleet vehicle on the anniversary date
12 of the registration if the fleet vehicle ~~that~~ is not in compliance with the inspection requirements under
13 Transportation Code, Chapter 548 or the inspection requirements in the rules of ~~and~~ the Texas
14 Department of Public Safety [~~rules regarding inspection requirements on the anniversary date(s) of the~~
15 ~~registration~~].

16 (3) A vehicle with a cancel [~~cancelled~~] registration may not be operated on a public
17 highway.

18 (4) If the department cancels the registration of a vehicle under this subsection, the
19 registrant can request the department to reinstate the registration by doing the following:

20 (A) complying with the requirements for which the department cancel
21 [~~cancelled~~] the registration;

22 (B) providing the department with notice of compliance on a form prescribed by
23 the department; and

1 (C) for a registration canceled [~~cancelled~~] under paragraph (2) of this subsection,
2 paying an administrative fee in the amount of \$10.

3 (5) A registrant is [~~only~~] eligible for reinstatement of the registration only within 90
4 calendar days of the department's notice of cancellation.

5 (6) If a registrant fails to timely reinstate the registration of a canceled [~~cancelled~~] vehicle
6 registration under this section, the registrant:

7 (A) is not entitled to a credit or refund of any registration fees for the vehicle; and

8 (B) must immediately either return the metal fleet license plates to the
9 department or provide the department with acceptable proof that the metal fleet license plates have
10 been destroyed. [~~registration insignia to the department.~~]

11 (j) Inspection fee. The registrant must pay the department by the deadline listed in the
12 department's invoice for the state's portion of the vehicle inspection fee.

13

14 §217.55. Exempt and Alias Vehicle Registration.

15 (a) Exempt plate registration.

16 (1) Issuance. Pursuant to Transportation Code, §502.453 or §502.456, certain vehicles
17 owned by and used exclusively in the service of a governmental agency, owned by a commercial
18 transportation company and used exclusively for public school transportation services, designed and used
19 for fire-fighting or owned by a volunteer fire department and used in the conduct of department business,
20 privately owned and used in volunteer county marine law enforcement activities, used by law
21 enforcement under an alias for covert criminal investigations, owned by units of the United States Coast
22 Guard Auxiliary headquartered in Texas and used exclusively for conduct of United States Coast Guard or

1 Coast Guard Auxiliary business and operations, or owned or leased by a non-profit emergency medical
2 service provider are [~~is~~] exempt from payment of a registration fee and are [~~is~~] eligible for exempt plates.

3 (2) Application for exempt registration.

4 (A) Application. An application for exempt plates shall be made to the county tax
5 assessor-collector, shall be made on a form prescribed by the department, and shall contain the following
6 information:

7 (i) vehicle description;

8 (ii) name of the exempt agency;

9 (iii) a certification [~~an affidavit executed~~] by an authorized person stating
10 that the vehicle is owned or under the control of and will be operated by the exempt agency; and

11 (iv) a certification that each vehicle listed on the application has the name
12 of the exempt agency printed on each side of the vehicle in letters that are at least two inches high or in
13 an emblem that is at least 100 square inches in size and of a color sufficiently different from the body of
14 the vehicle as to be clearly legible from a distance of 100 feet, unless the applicant complies with the
15 requirements under this section for each vehicle that is exempt by law from the inscription requirements.

16 (B) Emergency medical service vehicle.

17 (i) The application for exempt registration must contain the vehicle
18 description, the name of the emergency medical service provider, and a statement signed by an officer of
19 the emergency medical service provider stating that the vehicle is used exclusively as an emergency
20 response vehicle and qualifies for registration under Transportation Code, §502.456.

21 (ii) A copy of an emergency medical service provider license issued by the
22 Department of State Health Services must accompany the application.

1 (C) Fire-fighting vehicle. The application for exempt registration of a fire-fighting
2 vehicle or vehicle owned privately by a volunteer fire department and used exclusively in the conduct of
3 department business must contain the vehicle description, including a description of any fire-fighting
4 equipment mounted on the vehicle if the vehicle is a fire-fighting vehicle. The certification [~~affidavit~~] must
5 be executed by the person who has the proper authority and shall state either:

6 (i) the vehicle is designed and used exclusively for fire-fighting; or

7 (ii) the vehicle is owned by a volunteer fire department and is used
8 exclusively in the conduct of its business.

9 (D) County marine law enforcement vehicle. The application for exempt
10 registration of a privately-owned vehicle used by a volunteer exclusively in county marine law
11 enforcement activities, including rescue operations, under the direction of the sheriff's department must
12 include a statement signed by a person having the authority to act for a sheriff's department verifying
13 that fact.

14 (E) United States Coast Guard Auxiliary vehicle. The application for exempt
15 registration of a vehicle owned by units of the United States Coast Guard Auxiliary headquartered in Texas
16 and used exclusively for conduct of United States Coast Guard or Coast Guard Auxiliary business and
17 operation, including search and rescue, emergency communications, and disaster operations, must
18 include a statement by a person having authority to act for the United States Coast Guard Auxiliary that
19 the vehicle or trailer is used exclusively in fulfillment of an authorized mission of the United States Coast
20 Guard or Coast Guard Auxiliary, including search and rescue, emergency communications, or disaster
21 operations.

22 (F) Motor vehicles owned and used by state-supported institutions. If the
23 applicant is exempt from the inscription requirements under Education Code §51.932, the applicant must

1 present a certification that each vehicle listed on the application is exempt from the inscription
2 requirements under Education Code §51.932.

3 (3) Exception. A vehicle may be exempt from payment of a registration fee, but display
4 license plates other than exempt plates if the vehicle is not registered under subsection (b) of this section.

5 (A) If the applicant is a law enforcement office, the applicant must present a
6 certification that each vehicle listed on the application will be dedicated to law enforcement activities.

7 (B) If the applicant is exempt from the inscription requirements under
8 Transportation Code, §721.003, the applicant must present a certification that each vehicle listed on the
9 application is exempt from inscription requirements under Transportation Code, §721.003. The applicant
10 must also provide a citation to the section that exempts the vehicle.

11 (C) If the applicant is exempt from the inscription requirements under
12 Transportation Code, §721.005 the applicant must present a certification that each vehicle listed on the
13 application is exempt from inscription requirements under Transportation Code, §721.005. The applicant
14 must also provide a copy of the order or ordinance that exempts the vehicle.

15 ~~[(D) If the applicant is exempt from the inscription requirements under Education~~
16 ~~Code, §51.932, the applicant must present a certification that each vehicle listed on the application is~~
17 ~~exempt from the inscription requirements under Education Code, §51.932. Exempt plates will be marked~~
18 ~~with the replacement year.]~~

19 (b) Affidavit for issuance of exempt registration under an alias.

20 (1) On receipt of an affidavit for alias exempt registration, approved by the executive
21 administrator of an exempt law enforcement agency, the department will issue alias exempt license plates
22 for a vehicle and register the vehicle under an alias for the law enforcement agency's use in covert criminal
23 investigations.

1 (2) The affidavit for alias exempt registration must be in a form prescribed by the director
2 and must include the vehicle description, a sworn statement that the vehicle will be used in covert criminal
3 investigations, and the signature of the executive administrator or the executive administrator's designee
4 as provided in paragraph (3) of this subsection. The vehicle registration insignia of any vehicles no longer
5 used in covert criminal investigations shall be surrendered immediately to the department.

6 (3) The executive administrator, by annually filing an authorization with the director, may
7 appoint a staff designee to execute the affidavit. A new authorization must be filed when a new executive
8 administrator takes office.

9 (4) The letter of authorization must contain a sworn statement delegating the authority
10 to sign the affidavit to a designee, the name of the designee, and the name and the signature of the
11 executive administrator.

12 (5) The affidavit for alias exempt registration must be accompanied by a title application
13 under §217.103 of this title (relating to Restitution Liens). The application must contain the information
14 required by the department to create the alias record of vehicle registration and title.

15 (c) Replacement of exempt registration.

16 (1) If a metal exempt [~~an exempt metal~~] license plate is lost, stolen, or mutilated, a
17 properly executed application for metal exempt [~~metal~~] license plates must be submitted to the county
18 tax assessor-collector.

19 (2) An application for replacement metal exempt [~~metal~~] license plates must contain the
20 vehicle description, original license number, and the sworn statement that the license plates furnished
21 for the vehicle have been lost, stolen, or mutilated and will not be used on any other vehicle.

22 (d) Title requirements. Unless exempted by statute, a vehicle must be titled at the time the
23 exempt registration is issued.

1 (e) Extended Registration of County Fleet Vehicles.

2 (1) Subsections (a)(2), (a)(3)(B), and (c) of this section do not apply under this subsection.

3 (2) The owner of the exempt county fleet must file a completed application for exempt
4 county fleet registration on a form prescribed by the department, and shall contain the following
5 information:

6 (A) vehicle description;

7 (B) name of the exempt agency;

8 (C) a certification by an authorized person stating that the vehicle is owned by
9 and used exclusively in the service of the county;

10 (D) a certification that each vehicle listed on the application has the name of the
11 exempt agency printed on each side of the vehicle in letters that are at least two inches high or in an
12 emblem that is at least 100 square inches in size and of a color sufficiently different from the body of the
13 vehicle as to be clearly legible from a distance of 100 feet, unless the applicant complies with the
14 requirements under this section for each vehicle that is exempt by law from the inscription requirements;
15 and

16 (E) designation of a single registration period for the fleet to ensure that the
17 registration period for each vehicle will expire on the same last day of a calendar month.

18 (3) The application for exempt county fleet registration must be accompanied by the
19 state's portion of the vehicle inspection fees.

20 (4) As evidence of registration, the department will issue a registration receipt and one or
21 two metal exempt fleet license plates for each vehicle in the exempt county fleet. The registration receipt
22 for each vehicle must be carried in that vehicle at all times and be made available to law enforcement

1 personnel upon request. The registration receipt and exempt fleet license plates may not be transferred
2 between vehicles, owners, or registrants.

3 (5) An owner may add or remove a vehicle from an exempt county fleet at any time during
4 the registration period. An added vehicle will be given the same registration period as the other vehicles
5 in the exempt county fleet and will be issued a registration receipt and one or two metal exempt fleet
6 license plates. Upon the removal of a vehicle from the exempt county fleet, the owner of the vehicle shall
7 dispose of the registration receipt and shall either return the metal exempt fleet license plates to the
8 department or provide the department with acceptable proof that the metal exempt fleet license plates
9 have been destroyed.

10 (6) An owner must pay the department by the deadline listed in the department's invoice
11 for the state's portion of the vehicle inspection fee. Payment shall be made in the manner prescribed by
12 the department.

13 (7) The department may cancel registration on an exempt county fleet or any vehicle in
14 an exempt county fleet on the anniversary date of the registration if the vehicle is not in compliance with
15 Transportation Code §502.0025, this subsection, the inspection requirements under Transportation Code
16 Chapter 548, or the inspection requirements in the rules of the Texas Department of Public Safety. A
17 vehicle with a canceled registration may not be operated on a public highway.

18 (8) If the department cancels the registration of a vehicle in an exempt county fleet under
19 paragraph (7) of this subsection, the owner may request that the department reinstate the registration.
20 To request reinstatement, the owner must comply with the requirements that led the department to
21 cancel the registration and must provide the department with notice of compliance on a form prescribed
22 by the department. An owner is eligible for reinstatement of the registration of a vehicle in an exempt
23 county fleet if the department receives the owner's request for reinstatement and proof of compliance

1 no later than 90 calendar days after the date of the department's notice of cancellation. If the department
2 does not timely receive an owner's request to reinstate the registration, the owner must immediately do
3 the following:

4 (A) either return all metal exempt county fleet license plates to the department
5 or provide the department with acceptable proof that the metal exempt county fleet license plates have
6 been destroyed; and

7 (B) dispose of the registration receipt in a manner prescribed by the department.

8 (9) If a metal exempt county fleet license plate is lost, stolen, or mutilated, the owner may
9 request a new metal exempt county fleet license plate from the department. The request must include
10 the following:

11 (A) a certification that the previously issued metal exempt county fleet license
12 plate furnished for the vehicle has been lost, stolen, or mutilated and that the new metal exempt county
13 fleet license plate will not be used on any other vehicle;

14 (B) the vehicle description; and

15 (C) the original license plate number, if applicable.

16 **Subchapter I. Fees**

17 **43 TAC §217.184**

18 §217.184. Exclusions.

19 The following transactions are exempt from the processing and handling fee established by
20 §217.183 of this title (relating to Fee Amount), but are subject to any applicable service charge set
21 pursuant to Government Code, §2054.2591, Fees. The processing and handling fee may not be assessed
22 or collected on the following transactions:

23 (1) a replacement registration sticker under Transportation Code, §502.060;

- 1 (2) a registration transfer under Transportation Code, §502.192;
- 2 (3) an exempt registration under Transportation Code, §502.451 or §502.0025;
- 3 (4) a vehicle transit permit under Transportation Code, §502.492;
- 4 (5) a replacement license plate under Transportation Code, §504.007;
- 5 (6) a registration correction receipt, duplicate receipt, or inquiry receipt;
- 6 (7) an inspection fee receipt; or
- 7 (8) an exchange of license plate for which no registration fees are collected.

8

9 **CERTIFICATION.** The agency certifies that legal counsel has reviewed the proposal and found it to be
10 within the state agency's legal authority to adopt.

11 Issued at Austin, Texas, on August 11, 2022.

12

13 /s/ Elizabeth Brown Fore
14 Elizabeth Brown Fore
15 General Counsel