

**GENERAL MEETING OF THE BOARD OF DIRECTORS  
OF THE NORTH EAST TEXAS  
REGIONAL MOBILITY AUTHORITY**

**RESOLUTION NO. 16-77**

WHEREAS, the North East Texas Regional Mobility Authority ("NET RMA") was created pursuant to the request of Gregg and Smith Counties and in accordance with provisions of the Transportation Code and the petition and approval process established in 43 Tex. Admin. Code § 26.1, *et seq.* (the "RMA Rules"); and

WHEREAS, the Board of Directors of the NET RMA has been constituted in accordance with the Transportation Code and the RMA Rules; and

WHEREAS, subsequent to the initial formation of the NET RMA the Counties of Cherokee, Rusk, Harrison, Upshur, Bowie, Panola, Wood, Van Zandt, Titus, and Kaufman joined the Authority and are represented on the Board of Directors; and

WHEREAS, in Resolution No. 13-02, dated January 22, 2013, the NET RMA Board of Directors adopted Tolling and Road Use Policies for the NET RMA (the "Tolling Policies"); and

WHEREAS, Subchapter C, Chapter 372 of the Texas Transportation Code provides toll project entities with certain additional enforcement remedies against individuals who repeatedly refuse to pay toll charges ("habitual violators"); and

WHEREAS, in Resolution No. 16-46, dated May 10, 2016, the NET RMA Board of Directors amended the Tolling Policies to provide for a process for pursuing available enforcement remedies against an individual determined to be a habitual violator, which includes the ability to report the habitual violator determination to the Texas Department of Motor Vehicles ("TxDMV") and request that the habitual violator's vehicle registration or renewal be refused until the habitual violator has satisfied their outstanding obligations; and

WHEREAS, in order to implement the ability to request the refusal of a habitual violator's vehicle registration or renewal, the NET RMA must enter into an Interlocal Agreement with TxDMV to process such requests; and

WHEREAS, TxDMV has previously entered into similar Interlocal Agreements with other tolling entities for the processing of such requests.

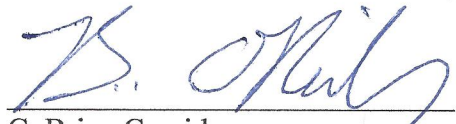
NOW THEREFORE, BE IT RESOLVED, that the Board of Directors of the NET RMA hereby authorizes the NET RMA Executive Director to negotiate, finalize, and execute an Interlocal Agreement with TxDMV for the processing of requests for the refusal of a habitual violator's vehicle registration or renewal, consistent with similar Interlocal Agreements between the TxDMV and other tolling entities and including the payment terms attached hereto as Attachment "A"; and

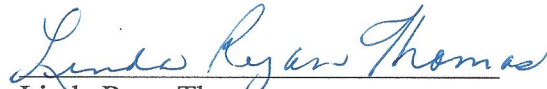
BE IT FURTHER RESOLVED, that the NET RMA Executive Director is authorized to take additional actions as may be necessary to implement the Interlocal Agreement with TxDMV.

Adopted by the Board of Directors of the North East Texas Regional Mobility Authority on the 9th day of August, 2016.

Submitted and reviewed by:

Approved:

  
C. Brian Cassidy  
General Counsel for the North East  
Texas Regional Mobility Authority

  
Linda Ryan Thomas  
Chair, Board of Directors  
Date Passed: 08/09/16

**Attachment A**  
**Resolution 16-77**

Initial \$1,000.00 deposit to establish a non-interest bearing escrow account with the TxDMV. Fees owed to the TxDMV for flagging records will be deducted from the escrow account until the balance of that account reaches the TxDMV's minimum required balance of \$500.00, at which time the NET RMA will deposit additional funds to maintain a \$1,000.00 balance.

TxDMV fees for flagging records of \$23.00 fee per submission file, plus \$0.12 cents per record flagged/cleared or probed.