

1-1 By: Ogden S.B. No. 52
1-2 (In the Senate - Filed July 14, 2003; July 14, 2003, read
1-3 first time and referred to Committee on Infrastructure Development
1-4 and Security; July 21, 2003, reported favorably by the following
1-5 vote: Yeas 8, Nays 0; July 21, 2003, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the expenditure of funds on rail facilities by the Texas
1-9 Department of Transportation.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subsection (b), Section 91.071, Transportation
1-12 Code, is amended to read as follows:

1-13 (b) Each fiscal year, the total amount disbursed by the
1-14 department out of federal and state funds shall not exceed \$12.5
1-15 million. This subsection does not apply to:

1-16 (1) disbursements for the acquisition or construction
1-17 of rail lines on the Trans-Texas Corridor;

1-18 (2) the acquisition of abandoned rail facilities
1-19 described in Section 91.007;

1-20 (3) funding derived from:

1-21 (A) the issuance of bonds; [✓]

1-22 (B) private investment; [✓]

1-23 (C) donations; [✓] and

1-24 (D) grants, ~~or~~ loans, or reimbursements that
1-25 are provided from the Federal Railroad Administration or Federal
1-26 Transit Administration; ~~and~~

1-27 (4) federal funds authorized and appropriated by the
1-28 United States Congress for a specific project;

1-29 (5) grant money awarded by the governor from the Texas
1-30 Enterprise Fund; and

1-31 (6) grading and bed preparation.

1-32 SECTION 2. This Act takes effect immediately if it receives
1-33 a vote of two-thirds of all the members elected to each house, as
1-34 provided by Section 39, Article III, Texas Constitution. If this
1-35 Act does not receive the vote necessary for immediate effect, this
1-36 Act takes effect November 1, 2003.

1-37 * * * * *