

1-1 By: Janek S.B. No. 442
1-2 (In the Senate - Filed February 11, 2003; February 17, 2003,
1-3 read first time and referred to Committee on Natural Resources;
1-4 March 10, 2003, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 10, Nays 0; March 10, 2003,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 442 By: Jackson

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the applicability of the law governing access to public
1-11 beaches to coastal public works constructed by certain governmental
1-12 entities.

1-13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-14 SECTION 1. Subsection (a), Section 61.022, Natural
1-15 Resources Code, is amended to read as follows:

1-16 (a) The provisions of this subchapter do not prevent any of
1-17 the following governmental entities [~~agency, department,~~
1-18 ~~institution, subdivision, or instrumentality of this state or of~~
1-19 ~~the federal government~~] from erecting or maintaining any groin,
1-20 seawall, barrier, pass, channel, jetty, or other structure as an
1-21 aid to navigation, protection of the shore, fishing, safety, or
1-22 other lawful purpose authorized by the constitution or laws of this
1-23 state or the United States:

1-24 (1) an agency, department, institution, subdivision,
1-25 or instrumentality of the federal government;

1-26 (2) an agency, department, institution, or
1-27 instrumentality of this state;

1-28 (3) a county;

1-29 (4) a municipality; or

1-30 (5) a subdivision of this state, other than a county or
1-31 municipality, acting in partnership with the county or municipality
1-32 in which the structure is located.

1-33 SECTION 2. This Act takes effect September 1, 2003.

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