

By: Janek

S.B. No. 553

A BILL TO BE ENTITLED

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AN ACT

relating to the validation of any act, governmental proceeding,  
official, bond, or obligation of a navigation district or port  
authority.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. DEFINITION. In this Act, "district" means a  
navigation district or port authority created under Section 52,  
Article III, or Section 59, Article XVI, Texas Constitution, or  
other public port authority.

SECTION 2. VALIDATION. The following are validated and  
confirmed in all respects:

(1) any act or governmental proceeding of a district  
not excepted in this Act taken before March 1, 2003, is validated as  
of the date on which it occurred;

(2) any commissioner or other official of a district,  
whether elected or appointed, who took office before the effective  
date of this Act; and

(3) any bond or other obligation of a district  
authorized before the effective date of this Act, including any  
proceeding taken before the effective date of this Act that is  
related to that bond or other obligation, regardless of whether the  
bond or obligation is:

(A) payable from tax revenue or otherwise; or

(B) issued on or before the effective date of

1 this Act.

2 SECTION 3. APPLICABILITY. (a) Section 2 of this Act does  
3 not apply to:

4 (1) an act, proceeding, commissioner, other official,  
5 bond, or other obligation the validity of which or of whom is the  
6 subject of litigation that is pending on the effective date of this  
7 Act;

8 (2) an act or proceeding relating to the conveyance by  
9 a district of any interest in real property that had originally been  
10 patented or otherwise conveyed to the district by the state if the  
11 act or proceeding by the district violated a restriction or  
12 condition of the patent or other conveyance from the state; or

13 (3) an act or proceeding that violated Section 61.117,  
14 Water Code.

15 (b) This Act does not validate any governmental act or  
16 proceeding that, under the law of this state at the time the act or  
17 proceeding occurred, was a misdemeanor or a felony.

18 SECTION 4. EFFECTIVE DATE. This Act takes effect September  
19 1, 2003.