

By: Krusee

H.B. No. 2655

Substitute the following for H.B. No. 2655:

By: Phillips

C.S.H.B. No. 2655

A BILL TO BE ENTITLED

AN ACT

relating to regional mobility authorities.

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

SECTION 1. Section 370.003(14), Transportation Code, is amended to read as follows:

(14) "Transportation project" means:

(A) a turnpike project;

(B) a system;

(C) a passenger or freight rail facility,

including:

(i) tracks;

(ii) a rail line;

(iii) switching, signaling, or other

operating equipment;

(iv) a depot;

(v) a locomotive;

(vi) rolling stock;

(vii) a maintenance facility; and

(viii) other real and personal property

associated with a rail operation;

(D) a roadway with a functional classification greater than a local road or rural minor collector;

(E) a ferry;

(F) an airport, other than an airport that on

1 September 1, 2005, was served by one or more air carriers engaged in  
2 scheduled interstate air transportation, as those terms were  
3 defined by 14 C.F.R. Section 1.1 on that date;

4 (G) a pedestrian or bicycle facility;

5 (H) an intermodal hub;

6 (I) an automated conveyor belt for the movement  
7 of freight;

8 (J) a border crossing inspection station;

9 (K) an air quality improvement initiative;

10 (L) a public utility facility; and

11 (M) if applicable, projects and programs listed  
12 in the most recently approved state implementation plan for the  
13 area covered by the authority, including an early action compact.

14 SECTION 2. Section 370.177(i), Transportation Code, is  
15 amended to read as follows:

16 (i) In the prosecution of an offense under this section,  
17 proof that the vehicle passed through a toll collection facility  
18 without payment of the proper toll together with proof that the  
19 defendant was the registered owner or the driver of the vehicle when  
20 the failure to pay occurred, establishes the nonpayment of the  
21 registered owner. The proof may be by testimony of a peace officer  
22 or authority employee, video surveillance, or any other reasonable  
23 evidence, including evidence obtained by automated enforcement  
24 technology that the authority determines is necessary, including  
25 automated enforcement technology described by Sections 361.256(a)  
26 and (b).

27 SECTION 3. Section 370.178, Transportation Code, is amended

1 by adding Subsection (d) to read as follows:

2 (d) Transponder customer account information, including  
3 contact and payment information and trip data, is confidential and  
4 not subject to disclosure under Chapter 552, Government Code.

5 SECTION 4. Section 370.252, Transportation Code, is amended  
6 by adding Subsection (f) to read as follows:

7 (f) In addition to the prohibitions and restrictions of this  
8 section, directors are subject to Chapter 171, Local Government  
9 Code.

10 SECTION 5. Section 370.262(a), Transportation Code, is  
11 amended to read as follows:

12 (a) Chapter 551, Government Code, does not prohibit any open  
13 or closed meeting of the board, a committee of the board, or the  
14 staff, or any combination of the board or staff, from being held by  
15 telephone conference call. The board may hold an open or closed  
16 meeting by telephone conference call subject to the requirements of  
17 Sections 551.125(c)-(f), Government Code, but is not subject to the  
18 requirements of Subsection (b) of that section.

19 SECTION 6. Section 370.163(b), Transportation Code, is  
20 repealed.

21 SECTION 7. This Act takes effect September 1, 2005.