

1-1 By: Shapiro S.B. No. 964
1-2 (In the Senate - Filed February 27, 2007; March 7, 2007,
1-3 read first time and referred to Committee on Transportation and
1-4 Homeland Security; March 27, 2007, reported adversely, with
1-5 favorable Committee Substitute by the following vote: Yeas 9,
1-6 Nays 0; March 27, 2007, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 964 By: Shapiro

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

1-10 relating to the board of directors of a regional tollway authority.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 366.251, Transportation Code, is amended
1-13 by amending Subsection (c) and adding Subsection (d-1) to read as
1-14 follows:

1-15 (c) In addition to directors appointed by a commissioners
1-16 court under Subsection (b), the commissioners courts of each county
1-17 ~~[those counties]~~ of the authority ~~[in which all or part of a~~
1-18 ~~turnpike project is located and open for use by the traveling~~
1-19 ~~public]~~ shall appoint one ~~[two]~~ additional director ~~if the county~~
1-20 ~~is [directors as follows]:~~

1-21 (1) ~~a [if the open turnpike project is located~~
1-22 ~~entirely in one] county[, the commissioners court of]~~ that created
1-23 the authority under Section 366.031 ~~[county shall appoint the two~~
1-24 ~~additional directors]; or~~

1-25 (2) a county in which all or part of a [if the open]
1-26 turnpike project of not less than 10 centerline miles in length is
1-27 located and has been open for use by the traveling public for at
1-28 least three years ~~[in two counties of the authority, the~~
1-29 ~~commissioners court of each county shall appoint one of the~~
1-30 ~~additional directors; or~~

1-31 ~~[(3) if the open turnpike project is located in more~~
1-32 ~~than two counties, the commissioners court of each county in which~~
1-33 ~~the project is located shall appoint one additional director on a~~
1-34 ~~rotating basis and in accordance with a schedule agreed to and~~
1-35 ~~approved by concurrent resolutions adopted by the commissioners~~
1-36 ~~courts of at least three-fourths of the counties of the authority].~~

1-37 (d-1) If one or more directors are subsequently appointed to
1-38 the board, the directors other than the subsequent appointees shall
1-39 determine the length of the appointees' terms, to comply with
1-40 Subsection (d).

1-41 SECTION 2. The change in law made by this Act does not
1-42 affect the term of a member of the board of directors serving on the
1-43 effective date of this Act. Members appointed to fill vacancies
1-44 occurring on or after the effective date of this Act must be
1-45 appointed in accordance with Section 366.251, Transportation Code,
1-46 as amended by this Act.

1-47 SECTION 3. The change in law made by this Act does not
1-48 prohibit a person who is a member of a regional tollway authority
1-49 board of directors before the effective date of this Act from being
1-50 appointed as a member of the board under the new composition of the
1-51 board of a regional tollway authority if the person has the
1-52 qualifications required for the position under Section 366.251,
1-53 Transportation Code, as amended by this Act, and otherwise under
1-54 Chapter 366, Transportation Code.

1-55 SECTION 4. This Act takes effect September 1, 2007.

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