1    AN ACT

2    relating to the use of Texas Department of Transportation

3    facilities or property to serve a project aiding security in a ship

4    channel security district.

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

6        SECTION 1.  Subchapter B, Chapter 68, Water Code, is amended

7    by adding Section 68.053 to read as follows:

8        Sec. 68.053.  USE OF CERTAIN DEPARTMENT OF TRANSPORTATION

9    PROPERTY FOR SHIP CHANNEL SECURITY.  (a)  In this section,

10   "department" means the Texas Department of Transportation.

11       (b)  Use of the department's facilities or property to serve

12   a project aiding security in a ship channel security district

13   created under this chapter serves a transportation purpose.  A ship

14   channel security district or a county whose commissioners court has

15   created a ship channel security district may enter into an

16   agreement with the department to provide for use of the

17   department's facilities or property to aid security in the

18   district.

19       (c)  A county that has entered into an agreement with the

20   department for use of the department's fiber optic network for

21   transportation purposes may use the fiber optic network to serve a

22   project aiding security in a ship channel security district created

23   under this chapter in the same manner as other transportation

24   purposes unless the agreement precludes the use of the fiber optic

1 network for that purpose.

2      SECTION 2. This Act takes effect immediately if it receives

3 a vote of two-thirds of all the members elected to each house, as

4 provided by Section 39, Article III, Texas Constitution. If this

5 Act does not receive the vote necessary for immediate effect, this

6 Act takes effect September 1, 2009.

_____          _____
President of the Senate                      Speaker of the House

    I certify that H.B. No. 1871 was passed by the House on March 31, 2009, by the following vote:  Yeas 147, Nays 0, 2 present, not voting.

 

_____
Chief Clerk of the House

    I certify that H.B. No. 1871 was passed by the Senate on April 21, 2009, by the following vote:  Yeas 30, Nays 0.

 

_____
Secretary of the Senate

APPROVED:  _____
                Date

_____
      Governor