

By: Smith of Harris

H.B. No. 1871

A BILL TO BE ENTITLED

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.