

1-1 By: Smith of Harris (Senate Sponsor - Jackson) H.B. No. 1871
1-2 (In the Senate - Received from the House April 1, 2009;
1-3 April 7, 2009, read first time and referred to Committee on
1-4 Transportation and Homeland Security; April 14, 2009, reported
1-5 favorably by the following vote: Yeas 9, Nays 0; April 14, 2009,
1-6 sent to printer.)

1-7 A BILL TO BE ENTITLED
1-8 AN ACT

1-9 relating to the use of Texas Department of Transportation
1-10 facilities or property to serve a project aiding security in a ship
1-11 channel security district.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subchapter B, Chapter 68, Water Code, is amended
1-14 by adding Section 68.053 to read as follows:

1-15 Sec. 68.053. USE OF CERTAIN DEPARTMENT OF TRANSPORTATION
1-16 PROPERTY FOR SHIP CHANNEL SECURITY. (a) In this section,
1-17 "department" means the Texas Department of Transportation.

1-18 (b) Use of the department's facilities or property to serve
1-19 a project aiding security in a ship channel security district
1-20 created under this chapter serves a transportation purpose. A ship
1-21 channel security district or a county whose commissioners court has
1-22 created a ship channel security district may enter into an
1-23 agreement with the department to provide for use of the
1-24 department's facilities or property to aid security in the
1-25 district.

1-26 (c) A county that has entered into an agreement with the
1-27 department for use of the department's fiber optic network for
1-28 transportation purposes may use the fiber optic network to serve a
1-29 project aiding security in a ship channel security district created
1-30 under this chapter in the same manner as other transportation
1-31 purposes unless the agreement precludes the use of the fiber optic
1-32 network for that purpose.

1-33 SECTION 2. This Act takes effect immediately if it receives
1-34 a vote of two-thirds of all the members elected to each house, as
1-35 provided by Section 39, Article III, Texas Constitution. If this
1-36 Act does not receive the vote necessary for immediate effect, this
1-37 Act takes effect September 1, 2009.

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