

1-1 By: Smith of Harris (Senate Sponsor - Williams) H.B. No. 2434
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 16, 2009, reported
1-5 favorably by the following vote: Yeas 8, Nays 0; April 16, 2009,
1-6 sent to printer.)

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

1-9 relating to the supervision by the Texas Department of
1-10 Transportation of money appropriated by the federal government for
1-11 the construction and maintenance of rail facilities.

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

1-13 SECTION 1. Section 91.004(c), Transportation Code, is
1-14 amended to read as follows:

1-15 (c) Subsection (b) does not apply to money appropriated or
1-16 allocated:

1-17 (1) to a transit authority described by Chapter 451, a
1-18 transportation authority described by Chapter 452 or 460, or a
1-19 transit department described by Chapter 453; or

1-20 (2) for use by:

1-21 (A) a port authority or navigation district
1-22 created or operating under Section 52, Article III, or Section 59,
1-23 Article XVI, Texas Constitution; or

1-24 (B) a district created under:

1-25 (i) Chapter 171;

1-26 (ii) Chapter 623, Acts of the 67th
1-27 Legislature, Regular Session, 1981 (Article 6550c, Vernon's Texas
1-28 Civil Statutes);

1-29 (iii) Article 6550c-1, Revised Statutes; or

1-30 (iv) Article 6550c-3, Revised Statutes.

1-31 SECTION 2. The change in law made by this Act to Section
1-32 91.004(c), Transportation Code, applies only to money appropriated
1-33 or allocated on or after the effective date of this Act. Money
1-34 appropriated or allocated before the effective date of this Act is
1-35 subject to the law in effect on that date, and that law is continued
1-36 in effect for that purpose.

1-37 SECTION 3. This Act takes effect immediately if it receives
1-38 a vote of two-thirds of all the members elected to each house, as
1-39 provided by Section 39, Article III, Texas Constitution. If this
1-40 Act does not receive the vote necessary for immediate effect, this
1-41 Act takes effect September 1, 2009.

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