

By: Ortiz, Jr.

H.B. No. 3722

Substitute the following for H.B. No. 3722:

By: Pickett

C.S.H.B. No. 3722

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the Port of Corpus Christi Authority of Nueces County,  
3 Texas.

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

5 SECTION 1. Chapter 397, Acts of the 68th Legislature,  
6 Regular Session, 1983, is amended by adding Sections 1A, 4B, and 4C  
7 to read as follows:

8 Sec. 1A. DEFINITIONS. In this Act:

9 (1) "Authority" means the Port of Corpus Christi  
10 Authority of Nueces County, Texas.

11 (2) "Port commission" means the governing body of the  
12 Port of Corpus Christi Authority of Nueces County, Texas.

13 (3) "Port commissioner" means a member of the port  
14 commission.

15 Sec. 4B. ELECTIONS. An election relating to the authority  
16 shall be held in the authority as a whole, and not on a  
17 county-by-county basis.

18 Sec. 4C. SECURITY AND LAW ENFORCEMENT. (a) The port  
19 commission may adopt, amend, repeal, and enforce an ordinance,  
20 rule, or police regulation necessary to:

21 (1) protect, secure, and defend the ship channels and  
22 waterways in the jurisdiction of the authority and facilities  
23 served by those ship channels and waterways;

24 (2) promote the health, safety, and general welfare of

1 any person using the ship channels and waterways in the  
2 jurisdiction of the authority; or

3 (3) comply with a federal law or regulation or  
4 implement a directive or standard of the federal government,  
5 including the United States Department of Homeland Security and the  
6 United States Coast Guard, relating to securing ship channels and  
7 waterways and facilities served by ship channels and waterways and  
8 preventing terrorist attacks on ship channels, waterways,  
9 associated maritime facilities, and other facilities served by ship  
10 channels and waterways.

11 (b) In the enforcement of an authority ordinance, rule, or  
12 police regulation, a sheriff, constable, or other duly constituted  
13 peace officer of this state or a peace officer employed or appointed  
14 by the port commission may make arrests, serve criminal warrants,  
15 subpoenas, or writs, and perform any other service or duty that may  
16 be performed by any sheriff, constable, or other duly constituted  
17 peace officer of this state in enforcing other laws of this state.

18 (c) In adopting an ordinance, rule, or police regulation  
19 under Subsection (a) of this section, the port commission shall  
20 comply with the procedures provided by Sections 60.074 and 60.075,  
21 Water Code.

22 (d) The authority may enter into an interlocal agreement  
23 with this state or a county, municipality, or other political  
24 subdivision of this state to jointly provide, and share the costs  
25 of, security for the ship channels and waterways in the  
26 jurisdiction of the authority.

27 (e) To protect the public interest, the authority may

1 contract with a qualified party, including the federal government,  
2 Nueces County, or San Patricio County, for the provision of law  
3 enforcement services in all or part of the jurisdiction of the  
4 authority.

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