

By: Watson

S.B. No. 1282

A BILL TO BE ENTITLED

AN ACT

relating to a prohibition on the use of revenue sharing as a means of repayment of Texas Department of Transportation cost participation in a toll facility of a public entity.

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

SECTION 1. Section 222.103, Transportation Code, is amended by amending Subsection (a) and adding Subsection (i) to read as follows:

(a) The department may participate, by spending money from any available source, in the cost of the acquisition, construction, maintenance, or operation of a toll facility of a public or private entity on terms and conditions established by the commission, subject to Subsection (i). The commission:

(1) may require the repayment of any money spent by the department for the cost of a toll facility of a public entity; and

(2) shall require the repayment of any money spent by the department for the cost of a toll facility of a private entity.

(i) The department may not recover money loaned or granted under this section to a public entity through a revenue sharing agreement with the public entity.

SECTION 2. Section 222.103(i), Transportation Code, as added by this Act, applies only to money loaned or granted by the Texas Department of Transportation on or after the effective date of this Act.

1 SECTION 3. This Act takes effect immediately if it receives
2 a vote of two-thirds of all the members elected to each house, as
3 provided by Section 39, Article III, Texas Constitution. If this
4 Act does not receive the vote necessary for immediate effect, this
5 Act takes effect September 1, 2011.