

By: Watson

S.B. No. 1488

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the authority for the department of transportation to
3 enter into a comprehensive development agreement for the financing,
4 design, acquisition, construction, maintenance, or operation of a
5 rail facility or system.

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

7 SECTION 1. Subsection (a), Section 91.054, Transportation
8 Code, is amended to read as follows:

9 (a) To the extent and in the manner that the department may
10 enter into a comprehensive development agreement under Chapter 223,
11 the department may enter into a comprehensive development agreement
12 under this chapter that provides for the financing, design,
13 acquisition, construction, maintenance, or operation of a rail
14 facility or system. All provisions of Chapter 223 relating to
15 comprehensive development agreements apply to comprehensive
16 development agreements for facilities under this chapter,
17 including provisions relating to the confidentiality of
18 information. However, the authority provided under this chapter is
19 not subject to the limitations provided by Section 223.201(f) or to
20 the limitations on entering into a comprehensive development
21 agreement for a project described by Section 223.201(f). Claims
22 arising under a comprehensive development agreement are subject to
23 Section 201.112.

24 SECTION 2. This Act takes effect immediately if it receives

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1 a vote of two-thirds of all the members elected to each house, as
2 provided by Section 39, Article III, Texas Constitution. If this
3 Act does not receive the vote necessary for immediate effect, this
4 Act takes effect September 1, 2013.