

1-1 By: Watson S.B. No. 1488
 1-2 (In the Senate - Filed March 7, 2013; March 18, 2013, read
 1-3 first time and referred to Committee on Transportation;
 1-4 April 29, 2013, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 5, Nays 4; April 29, 2013,
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10		X		
1-11		X		
1-12	X			
1-13	X			
1-14		X		
1-15		X		
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 1488 By: Watson

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to comprehensive development agreements for the
 1-22 financing, design, acquisition, construction, maintenance, or
 1-23 operation of certain passenger rail projects.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Subchapter Z, Chapter 131, Transportation Code,
 1-26 is amended by adding Section 131.905 to read as follows:

1-27 Sec. 131.905. COMPREHENSIVE DEVELOPMENT AGREEMENTS FOR
 1-28 CERTAIN RAIL PROJECTS. (a) A comprehensive development agreement
 1-29 for the financing, design, acquisition, construction, maintenance,
 1-30 or operation of a passenger rail project that uses an existing rail
 1-31 corridor may be entered into:

1-32 (1) by:

1-33 (A) the department;

1-34 (B) a regional mobility authority governed by
 1-35 Chapter 370 that was created before January 1, 2003; or

1-36 (C) a rapid transit authority governed by Chapter
 1-37 451 that was confirmed before July 1, 1985, and in which the
 1-38 principal municipality has a population of less than 850,000; and

1-39 (2) for:

1-40 (A) the Elgin Rail project, as identified in the
 1-41 Capital Area Metropolitan Planning Organization long-range
 1-42 transportation plan for 2035; and

1-43 (B) projects associated with the portion of the
 1-44 MoKan corridor located in Travis County.

1-45 (b) Notwithstanding Sections 223.201(f) and (i), the
 1-46 provisions of Chapter 223 relating to comprehensive development
 1-47 agreements for a toll project entered into by the department apply
 1-48 to comprehensive development agreements for a rail project entered
 1-49 into by an entity under Subsection (a).

1-50 (c) Chapter 371 applies to a comprehensive development
 1-51 agreement under Subsection (a) as provided by Section 371.004.

1-52 SECTION 2. Subchapter A, Chapter 371, Transportation Code,
 1-53 is amended by adding Section 371.004 to read as follows:

1-54 Sec. 371.004. APPLICABILITY TO CERTAIN RAIL PROJECTS. For
 1-55 the purposes of applying this chapter to a comprehensive
 1-56 development agreement under Section 131.905:

1-57 (1) "toll project entity" includes an entity that
 1-58 enters into a comprehensive development agreement under that
 1-59 section;

1-60 (2) "toll project" includes a project under that

2-1 section; and
2-2 (3) "toll" means passenger fares and other revenue
2-3 derived from charges for use of the project.
2-4 SECTION 3. This Act takes effect September 1, 2013.

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