

1-1 By: Burton S.B. No. 385
 1-2 (In the Senate - Filed December 20, 2016; February 1, 2017,
 1-3 read first time and referred to Committee on Transportation;
 1-4 March 23, 2017, reported adversely, with favorable Committee
 1-5 Substitute by the following vote: Yeas 6, Nays 3; March 23, 2017,
 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. 385 By: Hall

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

1-21 relating to voter approval of local acceptance and use of federal
 1-22 funds for commuter rail projects.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. The heading to Subtitle B, Title 5,
 1-25 Transportation Code, is amended to read as follows:

1-26 SUBTITLE B. STATE AND LOCAL RAIL FACILITIES

1-27 SECTION 2. Subtitle B, Title 5, Transportation Code, is
 1-28 amended by adding Chapter 92 to read as follows:

1-29 CHAPTER 92. LOCAL RAIL FACILITIES

1-30 Sec. 92.001. VOTER APPROVAL FOR ACCEPTANCE AND USE OF
 1-31 FEDERAL FUNDS FOR COMMUTER RAIL PROJECTS. (a) A political
 1-32 subdivision may not accept, including through the department, or
 1-33 use federal funds for the construction of a commuter rail project,
 1-34 including for the repayment of debt issued for a project, unless:

1-35 (1) the governing body of each municipality in which a
 1-36 station or track segment of the project is located or proposed to be
 1-37 located holds an election called for the purpose of authorizing the
 1-38 acceptance or use of the funds; and

1-39 (2) a majority of the votes cast at each election favor
 1-40 the adoption of the proposition.

1-41 (b) A political subdivision authorized to use federal funds
 1-42 for a project under Subsection (a) that has not begun to construct
 1-43 the project before the fifth anniversary of the date of the election
 1-44 may not use the funds unless:

1-45 (1) the governing body of each municipality in which a
 1-46 station or track segment of the project is located or proposed to be
 1-47 located holds an election called for the purpose of authorizing the
 1-48 use of the funds; and

1-49 (2) a majority of the votes cast at each election favor
 1-50 the adoption of the proposition.

1-51 (c) A political subdivision, a metropolitan planning
 1-52 organization, or the department may not include in a transportation
 1-53 plan adopted by the entity a commuter rail project that may be
 1-54 financed wholly or partly with federal funds unless acceptance or
 1-55 use of federal funds has been approved as required by this section.

1-56 SECTION 3. This Act takes effect immediately if it receives
 1-57 a vote of two-thirds of all the members elected to each house, as
 1-58 provided by Section 39, Article III, Texas Constitution. If this
 1-59 Act does not receive the vote necessary for immediate effect, this
 1-60 Act takes effect September 1, 2017.

1-61 * * * * *