

By: Ortega

H.B. No. 4475

Substitute the following for H.B. No. 4475:

By: Bernal

C.S.H.B. No. 4475

A BILL TO BE ENTITLED

AN ACT

relating to transportation projects of a regional mobility authority.

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

SECTION 1. Sections 370.003(8) and (14), Transportation Code, are amended to read as follows:

(8) "Governmental entity" means a political subdivision of the state, including a municipality or a county, a political subdivision of a county, a group of adjoining counties, a district organized or operating under Section 52, Article III, or Section 59, Article XVI, Texas Constitution, the department or another state agency, a rail district, a transit authority, a nonprofit corporation, including a transportation corporation, that is created under Chapter 431, or any other public entity or instrumentality.

(14) "Transportation project" means:

- (A) a turnpike project;
- (B) a system;
- (C) a passenger or freight rail facility, including:
 - (i) tracks;
 - (ii) a rail line;
 - (iii) switching, signaling, or other operating equipment;

- 1 (iv) a depot;
- 2 (v) a locomotive;
- 3 (vi) rolling stock;
- 4 (vii) a maintenance facility; and
- 5 (viii) other real and personal property
- 6 associated with a rail operation;
- 7 (D) a roadway with a functional classification
- 8 greater than a local road or rural minor collector;
- 9 (D-1) a bridge;
- 10 (E) a ferry;
- 11 (F) an airport, other than an airport that on
- 12 September 1, 2005, was served by one or more air carriers engaged in
- 13 scheduled interstate transportation, as those terms were defined by
- 14 14 C.F.R. Section 1.1 on that date;
- 15 (G) a pedestrian or bicycle facility;
- 16 (H) an intermodal hub;
- 17 (I) an automated conveyor belt for the movement
- 18 of freight;
- 19 (J) a border crossing inspection station,
- 20 including:
 - 21 (i) a border crossing inspection station
 - 22 located at or near an international border crossing; and
 - 23 (ii) a border crossing inspection station
 - 24 located at or near a border crossing from another state of the
 - 25 United States and not more than 50 miles from an international
 - 26 border;
- 27 (K) an air quality improvement initiative;

- 1 (L) a public utility facility;
- 2 (M) a transit system;
- 3 (M-1) a parking area, structure, or facility, or
4 a collection device for parking fees;
- 5 (N) if applicable, projects and programs listed
6 in the most recently approved state implementation plan for the
7 area covered by the authority, including an early action compact;
- 8 (O) improvements in a transportation
9 reinvestment zone designated under Subchapter E, Chapter 222; ~~and~~
- 10 (P) port security, transportation, or facility
11 projects eligible for funding under Section 55.002; and
- 12 (Q) an aerial cable car or aerial tramway for the
13 transportation of persons or property, or both, that is located in
14 the jurisdiction of an authority created under Section 370.031(c).

15 SECTION 2. The heading to Section 370.303, Transportation
16 Code, is amended to read as follows:

17 Sec. 370.303. AGREEMENTS BETWEEN AUTHORITY AND ~~LOCAL~~
18 GOVERNMENTAL ENTITIES.

19 SECTION 3. Section 370.303(b-1), Transportation Code, is
20 amended to read as follows:

21 (b-1) An agreement under Subsection (a) or (b) may include a
22 means for a ~~local~~ governmental entity to pledge or otherwise
23 provide funds for a transportation project that benefits the
24 governmental entity to be developed by the authority.

25 SECTION 4. This Act takes effect immediately if it receives
26 a vote of two-thirds of all the members elected to each house, as
27 provided by Section 39, Article III, Texas Constitution. If this

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- 1 Act does not receive the vote necessary for immediate effect, this
- 2 Act takes effect September 1, 2019.