

1 AN ACT

2 relating to the use of Texas Department of Transportation
3 facilities or property to serve a project aiding security in a ship
4 channel security district.

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

6 SECTION 1. Subchapter B, Chapter 68, Water Code, is amended
7 by adding Section 68.053 to read as follows:

8 Sec. 68.053. USE OF CERTAIN DEPARTMENT OF TRANSPORTATION
9 PROPERTY FOR SHIP CHANNEL SECURITY. (a) In this section,
10 "department" means the Texas Department of Transportation.

11 (b) Use of the department's facilities or property to serve
12 a project aiding security in a ship channel security district
13 created under this chapter serves a transportation purpose. A ship
14 channel security district or a county whose commissioners court has
15 created a ship channel security district may enter into an
16 agreement with the department to provide for use of the
17 department's facilities or property to aid security in the
18 district.

19 (c) A county that has entered into an agreement with the
20 department for use of the department's fiber optic network for
21 transportation purposes may use the fiber optic network to serve a
22 project aiding security in a ship channel security district created
23 under this chapter in the same manner as other transportation
24 purposes unless the agreement precludes the use of the fiber optic

1 network for that purpose.

2 SECTION 2. This Act takes effect immediately if it receives
3 a vote of two-thirds of all the members elected to each house, as
4 provided by Section 39, Article III, Texas Constitution. If this
5 Act does not receive the vote necessary for immediate effect, this
6 Act takes effect September 1, 2009.

David Newburt

President of the Senate

[Signature]
Speaker of the House

I certify that H.B. No. 1871 was passed by the House on March 31, 2009, by the following vote: Yeas 147, Nays 0, 2 present, not voting.

[Signature]
Chief Clerk of the House

I certify that H.B. No. 1871 was passed by the Senate on April 21, 2009, by the following vote: Yeas 30, Nays 0.

[Signature]
Secretary of the Senate

APPROVED: 29 APR '09

Date

RICK PERRY

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
10:30 AM O'CLOCK

[Signature]
APR 29 2009
Secretary of State