

1 AN ACT

2 relating to the supervision by the Texas Department of  
3 Transportation of money appropriated by the federal government for  
4 the construction and maintenance of rail facilities.

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

6 SECTION 1. Section 91.004(c), Transportation Code, is  
7 amended to read as follows:

8 (c) Subsection (b) does not apply to money appropriated or  
9 allocated:

10 (1) to a transit authority described by Chapter 451, a  
11 transportation authority described by Chapter 452 or 460, or a  
12 transit department described by Chapter 453; or

13 (2) for use by:

14 (A) a port authority or navigation district  
15 created or operating under Section 52, Article III, or Section 59,  
16 Article XVI, Texas Constitution; or

17 (B) a district created under:

18 (i) Chapter 171;

19 (ii) Chapter 623, Acts of the 67th  
20 Legislature, Regular Session, 1981 (Article 6550c, Vernon's Texas  
21 Civil Statutes);

22 (iii) Article 6550c-1, Revised Statutes; or

23 (iv) Article 6550c-3, Revised Statutes.

24 SECTION 2. The change in law made by this Act to Section

1 91.004(c), Transportation Code, applies only to money appropriated  
2 or allocated on or after the effective date of this Act. Money  
3 appropriated or allocated before the effective date of this Act is  
4 subject to the law in effect on that date, and that law is continued  
5 in effect for that purpose.

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

David Newkirk

President of the Senate

John Strawn

Speaker of the House

I certify that H.B. No. 2434 was passed by the House on March 31, 2009, by the following vote: Yeas 147, Nays 0, 2 present, not voting.

Robert Hamey  
Chief Clerk of the House

I certify that H.B. No. 2434 was passed by the Senate on April 30, 2009, by the following vote: Yeas 31, Nays 0.

Datsy Gaud  
Secretary of the Senate

APPROVED: 12 MAY '09

Date

RICK PERRY

Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE

3pm O'CLOCK

MAY 12 2009

Hope M. Riddle  
Secretary of State