

CHAPTER 114

H.B. No. 315

AN ACT

relating to a promotion and development fund of a navigation district.

*Be it enacted by the Legislature of the State of Texas:*

SECTION 1. Sections 60.201 and 60.202, Water Code, are amended to read as follows:

Sec. 60.201. PURPOSE. Districts in this state [~~which include cities of 100,000 or more inhabitants and~~] which operate ports or waterways and harbor and terminal facilities are in keen competition with other ports, waterways, harbors, and terminals outside the state and with privately owned port and terminal facilities inside the state. Well-situated and well-equipped ports and waterways in other nearby states and owners of substantial port and terminal facilities located inside and outside the state are advertising, promoting and developing their competing ports, waterways, harbors, and terminals through expenditure of large amounts of money without any audit or restriction on expenditure of the money. This activity or expenditure is thwarting and impeding the use, progress, and development of the ports, waterways, harbors, and terminals of this state. Continuation of this hardship and injustice can best be met and coped with by more liberal use of some relatively small fund set

aside from the gross income from operations of the ports of this state to be used in the manner provided in this subchapter.

Sec. 60.202. CREATION OF FUND. A district organized under general or special law [~~and containing a city of 100,000 or more population, according to the last preceding federal census,~~] may set aside out of current income from its operations a promotion and development fund of not more than five percent of its gross income from operations in each calendar year.

SECTION 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on March 23, 1993, by a non-record vote; passed by the Senate on May 4, 1993: Yeas 31, Nays 0.

Approved May 11, 1993.

Effective Aug. 30, 1993, 90 days after date of adjournment.