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

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

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

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

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

Passed by the House on March 31, 2009: Yeas 147, Nays 0, 2 present, not voting; passed by the Senate on April 21, 2009: Yeas 30, Nays 0.

Approved April 29, 2009.
Effective April 29, 2009.

CHAPTER 5

S.B. No. 948

AN ACT
relating to the definition of an agricultural business for the purposes of the Texas Agricultural Finance Authority.

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

SECTION 1. Subdivision (1), Section 58.002, Agriculture Code, is amended to read as follows:

(1) "Agricultural business" means:

(A) a business that is or proposes to be engaged in producing, processing, marketing, or exporting an agricultural product;

(B) an eligible applicant as defined in Subchapter E;

(C) the entity designated to carry out boll weevil eradication in accordance with Section 74.1011;

(D) any agriculture-related business in rural areas of Texas including a business that provides recreational activities, including hiking, fishing, hunting, or any other activity associated with the enjoyment of nature or the outdoors on agricultural land;

(E) a state agency or an institution of higher education that is engaged in producing an agricultural product; [or]

(F) a business that holds a permit under Subchapter L, Chapter 43, Parks and Wildlife Code; or

(G) any other business in a rural area of this state.

SECTION 2. This Act takes effect September 1, 2009.

Passed the Senate on April 2, 2009: Yeas 31, Nays 0; passed the House on April 21, 2009: Yeas 144, Nays 0, one present not voting.
CHAPTER 6
H.B. No. 2457
AN ACT
relating to the duty of the General Land Office to clean, maintain, and clear debris from a public beach affected by a declared disaster.

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

SECTION 1. Section 61.067, Natural Resources Code, is amended by adding Subsection (a-i) to read as follows:

(a-i) Notwithstanding Sections 61.065 and 61.066, the land office shall clean, maintain, and clear debris from a public beach that is located in an area designated as a threatened area in a declaration of a state of disaster issued under Section 418.014, Government Code. The duty of the land office under this subsection is limited to debris related to the event that is the subject of the disaster declaration.

SECTION 2. Section 61.082(a), Natural Resources Code, is amended to read as follows:

(a) Except as provided by Section 61.067(a-1), the provisions of this subchapter shall not be construed to interfere with local initiative and responsibility in the cleaning, maintenance, and supervision of public beaches.

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

Passed by the House on April 9, 2009: Yeas 148, Nays 0, 1 present, not voting; passed by the Senate on April 23, 2009: Yeas 30, Nays 0.

Approved May 5, 2009.
Effective May 5, 2009.

CHAPTER 7
H.B. No. 2594
AN ACT
relating to the hours for the wholesale delivery or sale of alcoholic beverages.

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

SECTION 1. Section 105.02, Alcoholic Beverage Code, is amended to read as follows:

Sec. 105.02. HOURS OF SALE: WHOLESALERS AND LOCAL DISTRIBUTORS TO RETAILERS. (a) A holder of a wholesaler’s permit [Except as provided by Subsection (b) of this section, a wholesaler or a local distributor’s permittee] may sell, offer for sale, or deliver liquor to a retailer anytime [between 5 a.m. and 9 p.m. on any day except Sunday and Christmas Day.

(b) A local distributor’s permittee may [not] sell, offer for sale, or deliver [any] liquor to a retailer between 5 a.m. and 9 p.m. on any day except:

(1) Sunday;
(2) Christmas Day; or
(3) a day on which a package store permittee is prohibited from selling liquor.

Approved April 29, 2009.
Effective September 1, 2009.