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JUN 26 1997

Opinion Committee

HOUSE OF REPRESENTATIVES  
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WAYS AND MEANS

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AND PUBLIC EDUCATION FUNDING  
STATE AFFAIRS COMMITTEE  
LEGISLATIVE BUDGET BOARD  
LEGISLATIVE AUDIT COMMITTEE

RQ-946

June 26, 1997

FILE # ML-39616-97  
I.D. # 39616

The Honorable Dan Morales  
Attorney General  
The State of Texas  
209 West 14th & Lavaca St.  
Austin, Texas 78701

Dear Dan:

I would be grateful if you would provide opinion on the following two questions:

Can Capital Metropolitan Transportation Authority purchase a railroad and associated right-of-way that extends from the cities of Llano on the west to Giddings on the east when their jurisdiction extends only from Cedar Park on the west to Manor on the east?

Can Capital Metropolitan Transportation Authority expend tax revenues to acquire a rail freight common carrier obligation on a railroad from Llano to Giddings when such obligation is not within the charge of a rapid transit authority as defined in Section 451.001 et seq., Texas Transportation Code?

Any and every consideration you can provide in a prompt response is greatly appreciated.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Tom Craddick".

Tom Craddick  
Chairman  
Ways & Means Committee