

1-1 By: Lozano, Guillen (Senate Sponsor - Zaffirini) H.B. No. 1422
1-2 (In the Senate - Received from the House May 4, 2015;
1-3 May 6, 2015, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 13, 2015, reported favorably by
1-5 the following vote: Yeas 4, Nays 1, 1 present not voting;
1-6 May 13, 2015, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8 <u>Lucio</u>	X			
1-9 <u>Bettencourt</u>				X
1-10 <u>Campbell</u>		X		
1-11 <u>Garcia</u>	X			
1-12 <u>Menéndez</u>		X		
1-13 <u>Nichols</u>			X	
1-14 <u>Taylor of Galveston</u>	X			
1-15				

1-16 A BILL TO BE ENTITLED
1-17 AN ACT

1-18 relating to the restoration of expired eminent domain authority of
1-19 certain rural rail transportation districts.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Subchapter D, Chapter 172, Transportation Code,
1-22 is amended by adding Section 172.1571 to read as follows:

1-23 Sec. 172.1571. RESTORATION OF CERTAIN EXPIRED EMINENT
1-24 DOMAIN AUTHORITY. (a) This section applies only to a district:

1-25 (1) whose authority to exercise the power of eminent
1-26 domain under Section 172.157 expired under Section 2206.101(c),
1-27 Government Code; and

1-28 (2) that is located in a county adjacent to a county in
1-29 which there is located a port authority that has the authority to
1-30 issue a permit for the movement of oversize or overweight vehicles
1-31 under Subchapter O or P, Chapter 623.

1-32 (b) Notwithstanding the expiration of the district's
1-33 authority as described by Subsection (a), the district, on and
1-34 after September 1, 2015, may exercise the power of eminent domain in
1-35 accordance with Section 172.157.

1-36 SECTION 2. As provided by Section 17(c), Article I, Texas
1-37 Constitution, this Act takes effect only on a two-thirds vote of all
1-38 the members elected to each house. If this Act receives the vote
1-39 necessary to take effect, this Act takes effect September 1, 2015.

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