

1-1 By: Oliveira, Deshotel (Senate Sponsor - Lucio) H.B. No. 1716  
1-2 (In the Senate - Received from the House April 20, 2015;  
1-3 May 4, 2015, read first time and referred to Committee on  
1-4 Transportation; May 14, 2015, reported favorably by the following  
1-5 vote: Yeas 8, Nays 0; May 14, 2015, sent to printer.)

1-6 COMMITTEE VOTE

1-7		Yea	Nay	Absent	PNV
1-8	Nichols	X			
1-9	Huffines	X			
1-10	Ellis			X	
1-11	Fraser	X			
1-12	Garcia	X			
1-13	Hall	X			
1-14	Hancock	X			
1-15	Kolkhorst	X			
1-16	Taylor of Collin	X			

1-17 A BILL TO BE ENTITLED  
1-18 AN ACT

1-19 relating to the term for a lease of land owned by certain navigation  
1-20 districts.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 60.039(a), Water Code, is amended to  
1-23 read as follows:

1-24 (a) The commission may lease the surface of land for not  
1-25 more than 50 [30] years by the entry of an order on the minutes of  
1-26 the commission and the execution of a lease in the manner provided  
1-27 by the original order. The lease may not be extended beyond the  
1-28 50-year [30-year] period by renewal, extension, or otherwise.

1-29 SECTION 2. Section 60.040, Water Code, is amended to read as  
1-30 follows:

1-31 Sec. 60.040. PUBLICATION OF NOTICE FOR SALES AND LEASES IN  
1-32 EXCESS OF 50 [30] YEARS. Before making a sale or lease of land for  
1-33 more than 50 [30] years, the commission shall publish a notice in  
1-34 the manner provided in Section 60.035 [of this subchapter].

1-35 SECTION 3. Section 60.041, Water Code, is amended to read as  
1-36 follows:

1-37 Sec. 60.041. SECURITY FOR BIDS ON LAND TO BE SOLD OR LEASED  
1-38 FOR MORE THAN 50 [30] YEARS. Each bid submitted on land to be sold  
1-39 or leased for more than 50 [30] years shall be accompanied by a  
1-40 certified check, cashier's check, or bidder's bond with a  
1-41 responsible corporate surety authorized to do business in Texas.  
1-42 The check or bond shall be in an amount equal to the bid for the land  
1-43 or for the first rental payment under the lease and shall guarantee  
1-44 that the bidder will perform the terms of the [his] bid if it is  
1-45 accepted by the commission.

1-46 SECTION 4. The heading to Section 60.042, Water Code, is  
1-47 amended to read as follows:

1-48 Sec. 60.042. AWARD AND EXECUTION OF DEED OR LEASE IN EXCESS  
1-49 OF 50 [30] YEARS.

1-50 SECTION 5. The changes in law made by this Act apply only to  
1-51 a lease entered into on or after the effective date of this Act. A  
1-52 lease entered into before the effective date of this Act is governed  
1-53 by the law in effect on the date the lease was entered into, and the  
1-54 former law is continued in effect for that purpose.

1-55 SECTION 6. This Act takes effect September 1, 2015.

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