

1-1 By: Geren (Senate Sponsor - Nelson) H.B. No. 837
1-2 (In the Senate - Received from the House April 29, 2019;
1-3 April 29, 2019, read first time and referred to Committee on
1-4 Intergovernmental Relations; May 13, 2019, reported favorably by
1-5 the following vote: Yeas 7, Nays 0; May 13, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to the sale by certain municipalities of leased land
1-18 located near the shoreline of a lake.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Section 272.001(h), Local Government Code, is
1-21 amended to read as follows:

1-22 (h) A municipality, other than a municipality with a
1-23 population of more than one million that is located primarily in a
1-24 county with a population of two million or more, ~~[having a~~
1-25 ~~population of 825,000 or less and]~~ owning land within 5,000 feet of
1-26 where the shoreline of a lake would be if the lake were filled to its
1-27 storage capacity may, without notice or the solicitation of bids,
1-28 sell the land to the person leasing the land for the fair market
1-29 value of the land as determined by a certified appraiser. While
1-30 land described by this subsection is under lease, the municipality
1-31 owning the land may not sell the land to any person other than the
1-32 person leasing the land. To protect the public health, safety, or
1-33 welfare and to ensure an adequate municipal water supply, property
1-34 sold by the municipality under this subsection is not eligible for
1-35 and the owner is not entitled to the exemption provided by Section
1-36 11.142(a), Water Code. The instrument conveying property under
1-37 this subsection must include a provision stating that the exemption
1-38 does not apply to the conveyance. In this subsection, "lake" means
1-39 an inland body of standing water, including a reservoir formed by
1-40 impounding the water of a river or creek but not including an
1-41 impoundment of salt water or brackish water, that has a storage
1-42 capacity of more than 10,000 acre-feet.

1-43 SECTION 2. This Act takes effect immediately if it receives
1-44 a vote of two-thirds of all the members elected to each house, as
1-45 provided by Section 39, Article III, Texas Constitution. If this
1-46 Act does not receive the vote necessary for immediate effect, this
1-47 Act takes effect September 1, 2019.

1-48 * * * * *