

1-1 By: Corte, et al. (Senate Sponsor - Duncan) H.J.R. No. 14  
1-2 (In the Senate - Received from the House May 12, 2009;  
1-3 May 13, 2009, read first time and referred to Committee on State  
1-4 Affairs; May 23, 2009, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 8, Nays 0;  
1-6 May 23, 2009, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.J.R. No. 14 By: Duncan

1-8 HOUSE JOINT RESOLUTION

1-9 proposing a constitutional amendment to prohibit the taking of  
1-10 property for transfer to a private entity for certain purposes.

1-11 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Section 17, Article I, Texas Constitution, is  
1-13 amended to read as follows:

1-14 Sec. 17. (a) No person's property shall be taken, damaged  
1-15 or destroyed for or applied to public use without adequate  
1-16 compensation being made, unless by the consent of such person; and,  
1-17 when taken, except for the use of the State, such compensation shall  
1-18 be first made, or secured by a deposit of money; and no irrevocable  
1-19 or uncontrollable grant of special privileges or immunities, shall  
1-20 be made; but all privileges and franchises granted by the  
1-21 Legislature, or created under its authority shall be subject to the  
1-22 control thereof.

1-23 (b) In this section, "public use" does not include the  
1-24 taking of property by the State or a political subdivision of the  
1-25 State for transfer to a private entity for the primary purpose of  
1-26 economic development or enhancement of tax revenues.

1-27 SECTION 2. This proposed constitutional amendment shall be  
1-28 submitted to the voters at an election to be held November 3, 2009.  
1-29 The ballot shall be printed to permit voting for or against the  
1-30 proposition: "The constitutional amendment to prohibit the taking  
1-31 of property for transfer to a private entity for the primary purpose  
1-32 of economic development or enhancement of tax revenues."

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