

1-1 By: Lindsay S.B. No. 10
1-2 (In the Senate - Filed June 30, 2003; July 1, 2003, read
1-3 first time and referred to Committee on Jurisprudence;
1-4 July 17, 2003, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 4, Nays 0; July 17, 2003,
1-6 sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 10 By: Gallegos

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to procedures in condemnation proceedings in a county
1-11 civil court at law in certain counties.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Subchapter A, Chapter 25, Government Code, is
1-14 amended by adding Section 25.0020 to read as follows:

1-15 Sec. 25.0020. CONDEMNATION PROCEEDINGS IN CERTAIN
1-16 COUNTIES. (a) This section applies only to a county with a
1-17 population of three million or more.

1-18 (b) Notwithstanding Section 25.1032 or any other law, a
1-19 county civil court at law has concurrent jurisdiction with the
1-20 district court of eminent domain proceedings, both statutory and
1-21 inverse, regardless of the amount in controversy.

1-22 (c) Notwithstanding Section 21.013, Property Code, a party
1-23 initiating a condemnation proceeding may file a petition with any
1-24 clerk authorized to accept the petition for the district court.

1-25 (d) A condemnation proceeding shall be assigned by rotation
1-26 to a court with jurisdiction to hear the proceeding.

1-27 (e) Notwithstanding Section 62.301, for a condemnation
1-28 proceeding before a county civil court at law, a party may elect in
1-29 a timely filed jury demand to have the proceeding tried before a
1-30 jury of 12 persons.

1-31 SECTION 2. This Act takes effect November 1, 2003.

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