

1-1 By: Wentworth S.J.R. No. 57  
1-2 (In the Senate - Filed March 14, 2003; March 20, 2003, read  
1-3 first time and referred to Committee on State Affairs;  
1-4 April 25, 2003, reported favorably by the following vote: Yeas 6,  
1-5 Nays 0; April 25, 2003, sent to printer.)

1-6 SENATE JOINT RESOLUTION

1-7 proposing a constitutional amendment to allow the repurchase of  
1-8 real property acquired by a governmental entity through eminent  
1-9 domain.

1-10 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Article III, Texas Constitution, is amended by  
1-12 adding Section 52-c to read as follows:

1-13 Sec. 52-c. Notwithstanding any other provision of this  
1-14 constitution, a governmental entity may sell real property acquired  
1-15 through eminent domain at the price the entity paid at the time of  
1-16 acquisition if:

1-17 (1) the public use for which the property was  
1-18 originally acquired no longer exists; and

1-19 (2) the sale is made to the person who owned the real  
1-20 property interest immediately before the governmental entity  
1-21 acquired the property interest, or to the heirs of that person if  
1-22 the person is deceased.

1-23 SECTION 2. This proposed constitutional amendment shall be  
1-24 submitted to the voters at an election to be held November 4, 2003.  
1-25 The ballot shall be printed to provide for voting for or against the  
1-26 proposition: "The constitutional amendment to allow governmental  
1-27 entities to sell property acquired through eminent domain back to  
1-28 the previous owners at the price the entities paid to acquire the  
1-29 property."

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