

Amend CSHJR 19 as follows:

(1) On page 1, line 8, between "17A." and "The" insert "(a)".

(2) On page 1, between lines 12 and 13, insert:

(b) The state or a political subdivision of the state may not take private property through the use of the power of eminent domain if the primary purpose of the taking is to construct a toll road.

(3) On page 1, between lines 12 and 13, insert the following SECTION to the resolution and renumber existing SECTIONS accordingly:

SECTION 2. The following temporary provision is added to the Texas Constitution:

TEMPORARY PROVISION. (a) This temporary provision applies to Subsection (b), Section 17A, Article 1, of this constitution proposed by HJR 19, Acts of the 79th Legislature, First Called Session, 2005, and expires January 1, 2006.

(b) The amendment applies only to a condemnation proceeding for which the condemnation petition is filed on or after the effective date of the amendment. A condemnation proceeding for which the condemnation petition was filed before the effective date of the amendment is covered by the former law, and the former law is continued in effect for that purpose.

(4) On page 1, line 19, between "individuals" and the period, insert ", or for the primary purpose of constructing a toll road".