

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 79TH LEGISLATURE 1st CALLED SESSION - 2005

July 12, 2005

TO: Honorable Anna Mowery, Chair, House Committee on Land & Resource Management

FROM: John S. O'Brien, Deputy Director, Legislative Budget Board

IN RE: HB73 by Pena (Relating to the use of the power of eminent domain by a political subdivision.), **As Introduced**

No fiscal implication to the State is anticipated.

The bill would amend the Local Government Code to prohibit the taking of private property by a political subdivision of this state through the use of eminent domain if the taking is primarily for economic development purposes unless the area being developed is a blighted area or slum area.

The bill would take effect immediately if it receives the required two-thirds vote in each house; otherwise, it would take effect on the 91st day after the last day of the legislative session. Provisions of the bill would apply only to the taking of property for which a condemnation petition is filed on or after the effective date.

Local Government Impact

The fiscal impact to units of local government cannot be determined.

Source Agencies: 601 Department of Transportation

LBB Staff: JOB, MW, DLBa, SR, TG