

By: Janek

S.J.R. No. 5

A JOINT RESOLUTION

1 proposing a constitutional amendment to prohibit the state or a  
2 political subdivision from taking private property for the primary  
3 purpose of economic development or to benefit a particular class of  
4 identifiable individuals.

5 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Article I, Texas Constitution, is amended by  
7 adding Section 17A to read as follows:

8 Sec. 17A. The state or a political subdivision of the state  
9 may not take private property through the use of the power of  
10 eminent domain if the primary purpose of the taking is for economic  
11 development or to benefit a particular class of identifiable  
12 individuals.

13 SECTION 2. This proposed constitutional amendment shall be  
14 submitted to the voters at an election to be held November 8, 2005.  
15 The ballot shall be printed to permit voting for or against the  
16 proposition: "The constitutional amendment to prohibit the state  
17 or a political subdivision from taking private property for the  
18 primary purpose of economic development or to benefit a particular  
19 class of identifiable individuals."