

By: Coleman, Mowery, Escobar

H.B. No. 2537

Substitute the following for H.B. No. 2537:

By: Mowery

C.S.H.B. No. 2537

A BILL TO BE ENTITLED

AN ACT

relating to repealing the authority of certain nonprofit corporations to exercise the power of eminent domain.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 178, Acts of the 56th Legislature, Regular Session, 1959 (Article 3183b-1, Vernon's Texas Civil Statutes), is repealed.

SECTION 2. The repeal of Chapter 178, Acts of the 56th Legislature, Regular Session, 1959 (Article 3183b-1, Vernon's Texas Civil Statutes), by this Act, applies only to the acquisition of real property by eminent domain on or after the effective date of this Act. Proceedings to acquire property by eminent domain under that chapter that are pending on the effective date of this Act pursuant to a petition to initiate condemnation proceedings against the property filed before the effective date of this Act are void and shall be terminated on the effective date of this Act.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2005.