

By: Kuempel

H.B. No. 2554

A BILL TO BE ENTITLED

AN ACT

relating to the exclusion of certain materials from a reservation of minerals to the state.

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

SECTION 1. Subchapter A, Chapter 53, Natural Resources Code, is amended by adding Section 53.002 to read as follows:

Sec. 53.002. EXCLUSION OF CERTAIN MATERIALS FROM RESERVATION OF MINERALS TO STATE. Unless otherwise expressly provided by statute or by a deed, patent, or other grant from the state, a reservation of minerals to the state does not include sand, gravel, caliche, rock, or other similar materials.

SECTION 2. This Act applies to a reservation of minerals to the state under a conveyance that is made before, on, or after 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.