

By: Carona

S.B. No. 20

A BILL TO BE ENTITLED

1 AN ACT

2 relating to certain elevated projects of the Texas Department of
3 Transportation.

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

5 SECTION 1. Subchapter H, Chapter 201, Transportation Code,
6 is amended by adding Section 201.617 to read as follows:

7 Sec. 201.617. PROHIBITION ON CERTAIN ELEVATED PROJECTS.

8 The department may not:

9 (1) construct, improve, or maintain an elevated
10 section of a highway if the section is more than one-half mile in
11 length and located above a public park in a county with a population
12 of at least two million; or

13 (2) elevate a section of a highway if the section is
14 more than one-half mile in length and located above a public park in
15 a county with a population of at least two million.

16 SECTION 2. This Act takes effect immediately if it receives
17 a vote of two-thirds of all the members elected to each house, as
18 provided by Section 39, Article III, Texas Constitution. If this
19 Act does not receive the vote necessary for immediate effect, this
20 Act takes effect September 1, 2005.