

1-1 By: Jackson, Mowery, Flynn (Senate Sponsor - Janek) H.J.R. No. 30  
1-2 (In the Senate - Received from the House May 3, 2007;  
1-3 May 15, 2007, read first time and referred to Committee on State  
1-4 Affairs; May 18, 2007, reported favorably by the following vote:  
1-5 Yeas 7, Nays 0; May 18, 2007, sent to printer.)

1-6 HOUSE JOINT RESOLUTION

1-7 proposing a constitutional amendment to allow the repurchase of  
1-8 real property acquired by a governmental entity through eminent  
1-9 domain.

1-10 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Article III, Texas Constitution, is amended by  
1-12 adding Section 52j to read as follows:

1-13 Sec. 52j. A governmental entity may sell real property  
1-14 acquired through eminent domain to the person who owned the real  
1-15 property interest immediately before the governmental entity  
1-16 acquired the property interest, or to the person's heirs,  
1-17 successors, or assigns, at the price the entity paid at the time of  
1-18 acquisition if:

1-19 (1) the public use for which the property was acquired  
1-20 through eminent domain is canceled;

1-21 (2) no actual progress is made toward the public use  
1-22 during a prescribed period of time; or

1-23 (3) the property is unnecessary for the public use.

1-24 SECTION 2. This proposed constitutional amendment shall be  
1-25 submitted to the voters at an election to be held November 6, 2007.  
1-26 The ballot shall be printed to provide for voting for or against the  
1-27 proposition: "The constitutional amendment to allow governmental  
1-28 entities to sell property acquired through eminent domain back to  
1-29 the previous owners at the price the entities paid to acquire the  
1-30 property."

1-31

\* \* \* \* \*