

By: Carona

S.B. No. 385

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to reimbursement for relocation of utility facilities  
3 required by improvements of turnpike projects and toll projects.

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

5 SECTION 1. Section 203.092(a), Transportation Code, is  
6 amended to read as follows:

7 (a) A utility shall make a relocation of a utility facility  
8 at the expense of this state if relocation of the utility facility  
9 is required by improvement of:

10 (1) a highway in this state established by appropriate  
11 authority as part of the National System of Interstate and Defense  
12 Highways and the relocation is eligible for federal participation;

13 (2) any segment of the state highway system and the  
14 utility has a compensable property interest in the land occupied by  
15 the facility to be relocated; or

16 (3) a segment of the state highway system [~~that was~~]  
17 designated by the commission as a turnpike project or toll project  
18 [~~before September 1, 2005~~].

19 SECTION 2. This Act takes effect immediately if it receives  
20 a vote of two-thirds of all the members elected to each house, as  
21 provided by Section 39, Article III, Texas Constitution. If this  
22 Act does not receive the vote necessary for immediate effect, this  
23 Act takes effect September 1, 2007.