

By: Duncan

S.J.R. No. 3

A JOINT RESOLUTION

1 proposing a constitutional amendment requiring a four-fifths
2 record vote of the membership of each house to enact a law granting
3 the power of eminent domain.

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

5 SECTION 1. Article III, Texas Constitution, is amended by
6 adding Section 67 to read as follows:

7 Sec. 67. (a) A law enacted after January 1, 2007, granting
8 the power of eminent domain may not take effect unless approved by a
9 four-fifths vote of the membership of each house, with the yeas and
10 nays recorded in the journal of the appropriate house.

11 (b) A law to which this section applies enacted before the
12 effective date of this section that is not approved in the manner
13 required by Subsection (a) of this section is invalidated on the
14 date this section takes effect.

15 SECTION 2. This proposed constitutional amendment shall be
16 submitted to the voters at an election to be held November 6, 2007.
17 The ballot shall be printed to provide for voting for or against the
18 proposition: "The constitutional amendment requiring a four-fifths
19 record vote of the membership of each house to enact a law after
20 January 1, 2007, granting the power of eminent domain."