

By: Deshotel

H.B. No. 1023

A BILL TO BE ENTITLED

AN ACT

relating to the use of certain state property transferred from the state to Spindletop MHMR Services.

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

SECTION 1. Section 1, Chapter 1036 (H.B. 1759), Acts of the 80th Legislature, Regular Session, 2007, is amended by amending Subsection (c) and adding Subsections (c-1) and (f-1) to read as follows:

(c) Consideration for the transfer authorized by Subsection (a) of this section shall be in the form of an agreement between the parties that requires Spindletop MHMR Services to use the property in a manner that primarily promotes a public purpose of the state by using the property to provide community-based mental health or mental retardation services. An agreement under this subsection that is amended or supplemented by addendum under Subsection (f-1) of this section to require Spindletop MHMR Services to use the property in a manner that primarily promotes a public purpose of the state by using the property to provide community-based physical health, health-related, mental health, or mental retardation services must be:

(1) executed by the parties; and

(2) recorded in the real property records of Jefferson County, Texas.

(c-1) If Spindletop MHMR Services fails to use the property

1 in the ~~[that]~~ manner described by an agreement under Subsection (c)  
2 of this section or an amendment or addendum to an agreement under  
3 Subsection (f-1) of this section for more than 180 continuous days,  
4 ownership of the property automatically reverts to the entity that  
5 transferred the property to Spindletop MHMR Services.

6 (f-1) After a transfer of real property under Subsection (a)  
7 of this section takes effect, the parties may amend or supplement by  
8 addendum the agreement under Subsection (c) to require Spindletop  
9 MHMR Services to use the property in a manner that primarily  
10 promotes a public purpose of the state by using the property to  
11 provide community-based physical health, health-related, mental  
12 health, or mental retardation services.

13 SECTION 2. This Act takes effect immediately if it receives  
14 a vote of two-thirds of all the members elected to each house, as  
15 provided by Section 39, Article III, Texas Constitution. If this  
16 Act does not receive the vote necessary for immediate effect, this  
17 Act takes effect September 1, 2009.