

By: King of Parker

H.B. No. 3729

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the installation of certain pipelines in county road  
3 rights-of-way.

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

5 SECTION 1. Subchapter A, Chapter 251, Transportation Code,  
6 is amended by adding Section 251.018 to read as follows:

7 Sec. 251.018. SUBSURFACE ACCESS IN RIGHT-OF-WAY. (a) A  
8 county may allow subsurface access to a county road right-of-way  
9 for the installation of a natural gas pipeline or temporary water  
10 line that does not interfere with existing utilities located in the  
11 right-of-way. The county may regulate the horizontal or vertical  
12 location of the pipeline within the right-of-way.

13 (b) The county may require a natural gas pipeline or  
14 temporary water line operator to relocate facilities at the cost of  
15 the operator to accommodate construction or expansion of the road  
16 or for any other public work.

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