

By: Alonzo

H.B. No. 421

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the offer of certain unusable remainder real property
3 acquired by the Texas Department of Transportation to nonprofit
4 corporations.

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

6 SECTION 1. Subchapter B, Chapter 202, Transportation Code,
7 is amended by adding Section 202.0215 to read as follows:

8 Sec. 202.0215. OFFER OF CERTAIN REAL PROPERTY TO NONPROFIT
9 CORPORATION. (a) In this section, "nonprofit corporation" means a
10 corporation governed as a nonprofit corporation under the Business
11 Organizations Code.

12 (b) The department as part of the acquisition of real
13 property for right-of-way purposes may take title to unusable
14 remainder real property not to be used for right-of-way purposes.

15 (c) Notwithstanding Section 202.021, the department shall
16 offer the real property described by Subsection (b) to a nonprofit
17 corporation designated by the municipality in which the real
18 property is located or, if the real property is not located in a
19 municipality, by the county in which the real property is located,
20 without cost or expense to the designated nonprofit corporation.

21 (d) Property acquired under this section by a nonprofit
22 corporation or by another entity from a nonprofit corporation that
23 acquired the property under this section must be used for the public
24 purpose of development and diversification of the state economy.

1 SECTION 2. This Act takes effect September 1, 2011.