

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION**

**March 3, 2013**

**TO:** Honorable Joe Deshotel, Chair, House Committee On Land & Resource Management

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE:** **HB1250** by Frank (Relating to the initial use of certain properties acquired for a public use.), **As Introduced**

<p><b>No significant fiscal implication to the State is anticipated.</b></p>
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The bill would amend the Government Code to provide that private property acquired through eminent domain or through purchase in connection with an initial offer must initially be used for the public use for which it was acquired.

The Texas Department of Transportation reported that the additional requirement would not likely impose an obstacle for the agency's normal acquisition activities related to highway use; therefore, no significant fiscal impact is anticipated.

**Local Government Impact**

There could be costs to a local governmental entity that acquires property through eminent domain and the intended purpose of the property; however, those amounts would vary.

According to the Texas Municipal League, there could be significant costs to cities related to the repurchase of real property not used for the purpose it was initially acquired for and for notices to property owners; however, the amounts cannot be determined.

**Source Agencies:** 601 Department of Transportation, 710 Texas A&M University System Administrative and General Offices, 720 The University of Texas System Administration, 769 University of North Texas System Administration, 802 Parks and Wildlife Department

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