

By: Walle

H.B. No. 4117

A BILL TO BE ENTITLED

AN ACT

relating to the authority of certain counties to acquire a right-of-way in accordance with the county's master drainage plan.

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

SECTION 1. Chapter 561, Local Government Code, is amended by adding Section 561.0075 to read as follows:

Sec. 561.0075. AUTHORITY TO ACQUIRE RIGHT-OF-WAY REQUIRED BY MASTER DRAINAGE PLAN IN CERTAIN COUNTIES. (a) This section applies only to a county with a population of 3.3 million or more.

(b) After notice of a master drainage plan is published in a newspaper of general circulation in the county, or on a county website, the commissioners court of a county may acquire a right-of-way on a strip of land that is undeveloped or part of a new site development or redevelopment plan if the acquisition is required by the county's master drainage plan.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2019.