

1-1 By: Schwertner, et al. S.B. No. 553
1-2 (In the Senate - Filed January 31, 2019; February 21, 2019,
1-3 read first time and referred to Committee on State Affairs;
1-4 March 13, 2019, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 9, Nays 0; March 13, 2019,
1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	Huffman	X		
1-10	Hughes	X		
1-11	Birdwell	X		
1-12	Creighton	X		
1-13	Fallon	X		
1-14	Hall	X		
1-15	Lucio	X		
1-16	Nelson	X		
1-17	Zaffirini	X		

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 553 By: Nelson

1-19 A BILL TO BE ENTITLED
1-20 AN ACT

1-21 relating to the acquisition of certain real property in conjunction
1-22 with the acquisition of real property for a public use through
1-23 eminent domain procedures.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Section 402.031, Government Code, is amended by
1-26 adding Subsection (c-1) to read as follows:

1-27 (c-1) The statement must disclose that a condemning entity,
1-28 other than an entity acquiring property as authorized under
1-29 Subchapter D, Chapter 203, Transportation Code, that makes an
1-30 initial offer under Section 21.0113, Property Code, that includes
1-31 real property that the entity does not seek to acquire by
1-32 condemnation shall in the initial offer:

1-33 (1) separately identify the real property that the
1-34 entity does not seek to acquire by condemnation; and

1-35 (2) make an offer for the real property that the entity
1-36 does not seek to acquire by condemnation separate from the offer
1-37 made for the real property sought to be acquired by condemnation.

1-38 SECTION 2. Subchapter B, Chapter 21, Property Code, is
1-39 amended by adding Section 21.0114 to read as follows:

1-40 Sec. 21.0114. OFFER TO ACQUIRE ADDITIONAL PROPERTY;
1-41 EXCEPTION. (a) Except as provided by Subsection (b), a condemning
1-42 entity that makes an initial offer under Section 21.0113 that
1-43 includes real property that the entity does not seek to acquire by
1-44 condemnation shall in the initial offer:

1-45 (1) separately identify the real property that the
1-46 entity does not seek to acquire by condemnation; and

1-47 (2) make an offer for the real property that the entity
1-48 does not seek to acquire by condemnation separate from the offer
1-49 made for the real property sought to be acquired by condemnation.

1-50 (b) Subsection (a) does not apply to an acquisition of real
1-51 property under Subchapter D, Chapter 203, Transportation Code.

1-52 SECTION 3. This Act takes effect September 1, 2019.

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