

By: Martinez

H.B. No. 3949

Substitute the following for H.B. No. 3949:

By: Ashby

C.S.H.B. No. 3949

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the authority of the Texas Department of Transportation
3 to sell a portion of a state highway to an airport, inland port, or
4 seaport.

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 202.034 to read as follows:

8 Sec. 202.034. SALE OF STATE HIGHWAY TO AIRPORT, INLAND
9 PORT, OR SEAPORT. (a) Notwithstanding other law, the department
10 may enter into an agreement to sell a portion of a state highway
11 that abuts an airport, inland port, or seaport to the owner or
12 operator of the airport, inland port, or seaport.

13 (b) An agreement to sell real property under this section
14 must provide for assumption of responsibility for maintenance of
15 the property by the entity that acquires the property.

16 (c) The commission:

17 (1) shall determine the fair value of the state's
18 interest in real property to be sold under this section; and

19 (2) may authorize the executive director to execute a
20 deed conveying the state's interest in the property.

21 (d) The department may not sell the state's interest in the
22 real property for an amount less than the amount determined under
23 Subsection (c)(1).

24 (e) Revenue from the sale of property under this section

1 shall be deposited to the credit of the state highway fund.

2 SECTION 2. This Act takes effect immediately if it receives
3 a vote of two-thirds of all the members elected to each house, as
4 provided by Section 39, Article III, Texas Constitution. If this
5 Act does not receive the vote necessary for immediate effect, this
6 Act takes effect September 1, 2021.