

1-1 By: McLaughlin (Senate Sponsor - Zaffirini) H.B. No. 3793  
1-2 (In the Senate - Received from the House May 19, 2025;  
1-3 May 19, 2025, read first time and referred to Committee on Economic  
1-4 Development; May 25, 2025, reported adversely, with favorable  
1-5 Committee Substitute by the following vote: Yeas 5, Nays 0;  
1-6 May 25, 2025, sent to printer.)

1-7	COMMITTEE VOTE				
1-8		Yea	Nay	Absent	PNV
1-9	<u>King</u>	X			
1-10	<u>Sparks</u>	X			
1-11	<u>Alvarado</u>	X			
1-12	<u>Johnson</u>	X			
1-13	<u>Schwertner</u>	X			

1-14 COMMITTEE SUBSTITUTE FOR H.B. No. 3793 By: Sparks  
1-15 A BILL TO BE ENTITLED  
1-16 AN ACT

1-17 relating to procedures for a commissioners court to close, abandon,  
1-18 or vacate certain county roads.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:  
1-20 SECTION 1. Section 251.058, Transportation Code, is amended  
1-21 by amending Subsection (b) and adding Subsections (b-2) and (b-3)  
1-22 to read as follows:

1-23 (b) Except as provided by Subsection (b-3), title [Title] to  
1-24 a public road or portion of a public road that is closed, abandoned,  
1-25 and vacated to the center line of the road vests on the date the  
1-26 order is signed by the county judge in the owner of the property  
1-27 that abuts the portion of the road being closed, abandoned, and  
1-28 vacated. A copy of the order shall be filed in the deed records of  
1-29 the county and serves as the official instrument of conveyance from  
1-30 the county to the owner of the abutting property. The order shall:

1-31 (1) include the name of each property owner who  
1-32 receives a conveyance under this section;

1-33 (2) include the dimensions of the property being  
1-34 conveyed to each property owner;

1-35 (3) be indexed in the deed records of the county in a  
1-36 manner that describes:

1-37 (A) the county conveying the property as grantor;  
1-38 and

1-39 (B) the property owner receiving the conveyance  
1-40 as grantee; and

1-41 (4) if a public utility or common carrier that has the  
1-42 right of eminent domain is using the property being conveyed for a  
1-43 right-of-way or easement purpose, state that the title to the  
1-44 property is subject to the right-of-way or easement and the  
1-45 continued use by the public utility or common carrier of utility  
1-46 infrastructure in existence on the date the order is signed.

1-47 (b-2) Subsection (b-3) applies only to a county road that:

1-48 (1) is located wholly or partially:

1-49 (A) outside the corporate limits of a  
1-50 municipality; and

1-51 (B) in a county located on the Texas-Mexico  
1-52 border that has a population of less than 300,000 and contains a  
1-53 municipality with a population of 200,000 or more; and

1-54 (2) abuts single family residential lots in a planned  
1-55 residential subdivision that is located wholly in the corporate  
1-56 limits of a municipality.

1-57 (b-3) Notwithstanding Subsection (b), a commissioners court  
1-58 that closes, abandons, or vacates a county road to which this  
1-59 subsection applies:

1-60 (1) is not required to comply with the procedure

2-1 established under Subsection (b) if the commissioners court finds  
2-2 that conveying the county road to any abutting property's owner  
2-3 will create a public nuisance or safety hazard; and  
2-4 (2) on a finding described by Subdivision (1), may:  
2-5 (A) petition the municipality to annex the county  
2-6 road; or  
2-7 (B) use the county road for any public purpose  
2-8 not related to motorized vehicle traffic, including as a hiking and  
2-9 biking trail or as a linear park.  
2-10 SECTION 2. This Act takes effect September 1, 2025.  
2-11 \* \* \* \* \*