

By: Alonzo

H.B. No. 1951

A BILL TO BE ENTITLED

AN ACT

relating to the offer of certain unusable remainder real property acquired by the Texas Department of Transportation to nonprofit corporations.

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

SECTION 1. Subchapter B, Chapter 202, Transportation Code, is amended by adding Section 202.0215 to read as follows:

Sec. 202.0215. OFFER OF CERTAIN REAL PROPERTY TO NONPROFIT CORPORATION. (a) In this section, "nonprofit corporation" means a corporation governed as a nonprofit corporation under the Texas Non-Profit Corporation Act (Article 1396-1.01 et seq., Vernon's Texas Civil Statutes) or under Chapter 22, Business Organizations Code.

(b) The department as part of the acquisition of real property for right-of-way purposes may take title to unusable remainder real property not to be used for right-of-way purposes.

(c) Notwithstanding Section 202.021, the department shall offer the real property described by Subsection (b) to a nonprofit corporation designated by the municipality in which the real property is located or, if the real property is not located in a municipality, by the county in which the real property is located, without cost or expense to the designated nonprofit corporation.

(d) Property acquired under this section by a nonprofit corporation or by another entity from a nonprofit corporation that

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1 acquired the property under this section must be used for the public
2 purpose of development and diversification of the state economy.

3 SECTION 2. This Act takes effect September 1, 2009.