

By: Metcalf

H.B. No. 1889

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the authorization of the construction of an electric
3 railway on or across a street, alley, square, or property of a
4 county or municipality.

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

6 SECTION 1. Section 131.011, Transportation Code, is amended
7 to read as follows:

8 Sec. 131.011. DEFINITION. In this subchapter, "interurban
9 electric railway company" means a corporation chartered under the
10 laws of this state to conduct and operate an electric railway,
11 including a railway operated by overhead catenary wires that is
12 capable of operating at speeds greater than 100 miles per hour,
13 between two municipalities in this state.

14 SECTION 2. Section 131.014(d), Transportation Code, is
15 amended to read as follows:

16 (d) A corporation described by Section 131.012 may not
17 construct [~~This section does not authorize the construction of~~] an
18 electric railway on or across a street, alley, square, or property
19 of a county or municipality unless the construction is approved by
20 the governing body of the county or municipality, as applicable
21 [~~without the consent of the governing body of the municipality~~].

22 SECTION 3. This Act takes effect immediately if it receives
23 a vote of two-thirds of all the members elected to each house, as
24 provided by Section 39, Article III, Texas Constitution. If this

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1 Act does not receive the vote necessary for immediate effect, this

2 Act takes effect September 1, 2015.