TEXAS SESSION LAWS 2009
GENERAL AND SPECIAL
Eighty-First Legislature, Regular Session

CHAPTER 339
H.B. No. 1023
AN ACT
relating to the use of certain state property transferred from the state to Spindletop MHMR Services.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 1, Chapter 1036 (H.B. 1759), Acts of the 80th Legislature, Regular Session, 2007, is amended by amending Subsection (c) and adding Subsections (c-1) and (f-1) to read as follows:

(c) Consideration for the transfer authorized by Subsection (a) of this section shall be in the form of an agreement between the parties that requires Spindletop MHMR Services to use the property in a manner that primarily promotes a public purpose of the state by using the property to provide community-based mental health or mental retardation services. An agreement under this subsection that is amended or supplemented by addendum under Subsection (f-1) of this section to require Spindletop MHMR Services to use the property in a manner that primarily promotes a public purpose of the state by using the property to provide community-based physical health, health-related, mental health, or mental retardation services must be:

(1) executed by the parties; and
(2) recorded in the real property records of Jefferson County, Texas.

(c-1) If Spindletop MHMR Services fails to use the property in the manner described by an agreement under Subsection (c) of this section or an amendment or addendum to an agreement under Subsection (f-1) of this section for more than 180 continuous days, ownership of the property automatically reverts to the entity that transferred the property to Spindletop MHMR Services.

(f-1) After a transfer of real property under Subsection (a) of this section takes effect, the parties may amend or supplement by addendum the agreement under Subsection (c) to require Spindletop MHMR Services to use the property in a manner that primarily promotes a public purpose of the state by using the property to provide community-based physical health, health-related, mental health, or mental retardation services.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2009.

Passed by the House on April 2, 2009: Yeas 142, Nays 0, 1 present, not voting; passed by the Senate on May 21, 2009: Yeas 31, Nays 0.

Approved June 19, 2009.

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