

1 AN ACT

2 relating to liability of certain electric utilities that allow
3 certain uses of land that the electric utility owns, occupies, or
4 leases.

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

6 SECTION 1. Section 75.0022(b), Civil Practice and Remedies
7 Code, is amended to read as follows:

8 (b) This section applies only to an electric utility located
9 in:

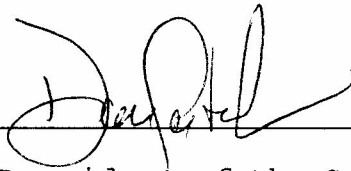
10 (1) a county with a population of four million or more;

11 or

12 (2) a county with a population of 550,000 or more that
13 is adjacent to a county described by Subdivision (1).

14 SECTION 2. The change in law made by this Act applies only
15 to a cause of action that accrues on or after the effective date of
16 this Act. A cause of action that accrues before the effective date
17 of this Act is governed by the law in effect immediately before that
18 date, and that law is continued in effect for that purpose.

19 SECTION 3. This Act takes effect immediately if it receives
20 a vote of two-thirds of all the members elected to each house, as
21 provided by Section 39, Article III, Texas Constitution. If this
22 Act does not receive the vote necessary for immediate effect, this
23 Act takes effect September 1, 2017.



President of the Senate



Speaker of the House

I certify that H.B. No. 1166 was passed by the House on May 9, 2017, by the following vote: Yeas 144, Nays 1, 1 present, not voting.



Chief Clerk of the House

I certify that H.B. No. 1166 was passed by the Senate on May 24, 2017, by the following vote: Yeas 31, Nays 0.




Secretary of the Senate

APPROVED: _____
Date

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3 PM O'CLOCK

JUN 15 2017


Secretary of State

PROCLAMATION
BY THE
Governor of the State of Texas
41-3500

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, Greg Abbott, Governor of Texas, do hereby disapprove of and veto House Bill No. 1166 as passed by the Eighty-Fifth Texas Legislature, Regular Session, because of the following objections:

I signed House Bill 931, which extends statewide the provisions of section 75.022 of the Civil Practice and Remedies Code regarding public parks in utility rights of way. Because House Bill 1166 extended those provisions only to one additional county, it was superfluous and could have caused confusion had it become law.

Since the Eighty-Fifth Texas Legislature, Regular Session, by its adjournment has prevented the return of this bill, I am filing these objections in the office of the Secretary of State and giving notice thereof by this public proclamation according to the aforementioned constitutional provision.



IN TESTIMONY WHEREOF, I have signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 15th day of June, 2017.



GREG ABBOTT
Governor of Texas

ATTESTED BY:



ROLANDO B. PABLOS
Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3 PM O'CLOCK
JUN 15 2017

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 12, 2017

TO: Honorable Kelly Hancock, Chair, Senate Committee on Business & Commerce

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB1166 by Stephenson (Relating to liability of certain electric utilities that allow certain uses of land that the electric utility owns, occupies, or leases.), **As Engrossed**

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| No significant fiscal implication to the State is anticipated. |
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The bill would amend the Civil Practice and Remedies Code extending the limited liability of certain utilities to counties with a population of 550,000 or more that border a county with a population of four million or more.

The bill would take effect immediately if it receives a two-thirds vote in each house; otherwise, the bill would take effect September 1, 2017.

According to the Office of Court Administration, the bill would expand a source of civil immunity and may therefore decrease litigation of certain claims, but no significant fiscal impact to the state or local court system is anticipated.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council

LBB Staff: UP, CL, BM, LBO, GG

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

March 27, 2017

TO: Honorable John T. Smithee, Chair, House Committee on Judiciary & Civil Jurisprudence

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB1166 by Stephenson (Relating to liability of certain electric utilities that allow certain uses of land that the electric utility owns, occupies, or leases.), **As Introduced**

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