

BILL ANALYSIS

Senate Research Center
78R6197 YDB-D

S.B. 1206
By: Lindsay
Jurisprudence
3/24/2003
As Filed

DIGEST AND PURPOSE

Currently, Harris County civil courts at law have exclusive jurisdiction in eminent domain proceedings. Some believe that Harris County district court judges can effectively handle eminent domain proceedings, in addition to their current duties. As proposed, S.B. 1206 provides for concurrent jurisdiction between the district courts and county civil courts at law in Harris County in eminent domain proceedings.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 25.1032(c), Government Code, to provide that a county civil court at law in Harris County has concurrent, rather than exclusive, jurisdiction with the district court of eminent domain proceedings, both statutory and inverse, regardless of the amount in controversy. Authorizes a party initiating a condemnation proceeding in Harris County to file a petition with any clerk authorized to accept the petition for the district courts.

SECTION 2. Effective date: September 1, 2003.