

CHAPTER 893

H.B. No. 1173

An Act relating to the authority of certain cities to lease their oil, gas, and other mineral lands.

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

SECTION 1. Section 1, Article 1267, Revised Statutes, is amended to read as follows:

Sec. 1. Cities and towns chartered or organized under the general laws of Texas, or by special Act or charter, which may own oil, gas or mineral lands, shall have the power and right to lease such oil, gas or mineral lands for the benefit of such town or city in such manner and upon such terms and conditions as the governing body of such town or city may determine, but ~~shall not~~

lease for such purposes any street or alley or public square in said town or city, and] no well shall be drilled within the thickly settled portion of any city or town, nor within two hundred feet of any private residence.

SECTION 2. The provisions of this Act do not apply to oil or gas that is under production on the effective date of this Act.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on May 16, 1985, by a non-record vote; passed by the Senate on May 26, 1985, by the following vote: Yeas 31, Nays 0.

Filed: June 15, 1985, without signature.

Effective: August 26, 1985