

CHAPTER 749

H.B. No. 2448

AN ACT

relating to the authority of the commissioner of the General Land Office to trade state agency land for other land for the purpose of creating a site suitable for the superconducting super collider.

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

SECTION 1. Chapter 31, Natural Resources Code, is amended by adding Subchapter G to read as follows:

*SUBCHAPTER G. SUPER COLLIDER SITE*

*Sec. 31.301. AUTHORITY TO TRADE PERMANENT SCHOOL FUND AND PERMANENT UNIVERSITY FUND LAND. (a) If the State of Texas is chosen as the site for the federally funded nuclear accelerator known as the superconducting super collider, the commissioner may propose the trade of fee and lesser interests in real property dedicated to the permanent school fund and land dedicated to the permanent university fund, for fee and lesser interests in other real property, for the purpose of aggregating a sufficient area of land to serve as a suitable site for the accelerator.*

*(b) If the trade involves land dedicated to the permanent school fund, it may only occur after the trade is approved by the School Land Board.*

*(c) If the trade involves land dedicated to the permanent university fund, it may only occur after the trade is approved by the board of regents of The University of Texas System.*

(d) *All or part of the land required for the accelerator and adjacent facilities may be acquired by trade.*

(e) *Before approving the trade, the appropriate board shall make a finding that no loss to the available school fund or the available university fund will occur as a result of the trade.*

*Sec. 31.302. APPRAISED VALUE. (a) All trades under this subchapter shall be made on an appraised fair market value basis, with the appraisal to be made by land office appraisers. Appraisals of state real property must be concurred in by the School Land Board in the case of land dedicated to the permanent school fund and the board of regents of The University of Texas in the case of permanent university fund land. The appraisal shall be conclusive proof of the real property's value.*

(b) *Trades under this subchapter shall be made for real property of at least equal value.*

*Sec. 31.303. DEED. All trades under this subchapter shall be made by a deed to be signed by the commissioner.*

*Sec. 31.304. LAND ACQUIRED. (a) The surface estate of real property acquired under this subchapter is designated as a site for the superconducting super collider.*

(b) *The appropriate fund shall be reimbursed in an amount equal the income expected from land traded away.*

*Sec. 31.305. MINERAL RIGHTS. The State of Texas may retain the mineral rights to oil, gas, and other minerals in land traded under this subchapter.*

*Sec. 31.306. REPORTS TO LEGISLATURE. If a trade is made, the commissioner shall report the trade to the next regular session of the legislature following the trade or to the current regular session of the legislature, if the legislature is meeting in regular session at the time the trade is made. The report must state the facts that warranted the trade.*

SECTION 2. 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 22, 1987, by the following vote: Yeas 148, Nays 0, 1 present, not voting. Passed by the Senate on May 30, 1987, by the following vote: Yeas 31, Nays 0.

Approved June 20, 1987.

Effective June 20, 1987.