



Required Documentation of Eminent Domain Authority in Texas

What action must be taken: Per Senate Bill 18 enacted by the 82nd Legislature, all public and private entities authorized to exercise the power of eminent domain in Texas are **required to submit a letter to the Comptroller of Public Accounts detailing their legal authority to exercise this power. The letter must be sent by certified, return receipt mail not later than December 31, 2012.** (Per the bill, the authority of an entity to exercise the power of eminent domain expires on September 1, 2013, unless the letter has been submitted by the deadline.)

About this form: This form is designed to guide entities in submitting the required information on eminent domain authority. Once the fields have been completed, the form can be printed and mailed via certified, return receipt to the address provided to meet the requirements of the bill.

Entity Information

- Full, legal name of entity: County of Hidalgo, Texas
- Alternate name of entity (if any): Hidalgo County, Texas
- Primary address: Street or P.O. Box P.O. Box 1356
City, State, Zip Code Edinburg, Texas 78540
- Primary phone number (with area code): (956) 318-2600
- Entity contact: First name Ramon Last name Garcia
Phone number (with area code): (956) 318-2600 E-mail address: ramon.garcia@co.hidalgo.tx.us
- Alternate contact: First name Valde Last name Guerra
Phone number (with area code): (956) 292-7025 E-mail address: valde.guerra@co.hidalgo.tx.us

Eminent Domain Authority

- Does your entity have eminent domain authority in Texas? Yes No
- If "yes" to question 7, please identify all of the applicable provisions of state law that grant eminent domain authority to this entity. Please cite as Title of Code or Article, Section Number/Name (for example, Texas Government Code, Section 43.136 or Article 7849, Auxiliary Water Laws).

See Attached Eminent Domain Authority Under Texas Constitution and Laws.

- Please indicate the first year in which this entity exercised eminent domain authority (if known): Not known

DISCLAIMER: Chapter 2206, Subchapter C, Government Code (as added by Senate Bill 18, 82nd Regular Session) requires the Comptroller of Public Account to collect information and report to the Legislature all entities in the state of Texas that have the authority to exercise the power of eminent domain. Entities that provide information to the Comptroller represent and warrant that the information is accurate and complete to the best of their knowledge. **Entities that provide information acknowledge that it is their responsibility to submit a letter by certified mail, return receipt requested to the Comptroller's office, indicating that the Entity is authorized to exercise eminent domain authority and to identify each law that grants such authority.** The Entity further acknowledges that the Comptroller's office is not responsible to submit said letter, nor is it responsible for the Entity's failure to submit said letter as required by law, and that such failure may cause the entity's power of eminent domain to expire on September 1, 2013. The Entity also acknowledges that the Comptroller of Public Accounts is a state agency subject to Chapter 552 of the Texas Gov't Code (the "Texas Public Information Act") and court interpretations thereof, and that the information submitted to this office may be subject to disclosure to the public under Section 552.101, et seq., of the Code.

Under Ch. 559, Government Code, you are entitled to review, request, and correct information we have on file about you, with limited exceptions in accordance with Ch. 552, Government Code. To request information for review or to request error correction, contact us at the address on this form or sb18compliance@cpa.state.tx.us.

By signing, I agree that the information is true and correct.

Mail this form via **certified mail** to:
COMPTROLLER OF PUBLIC ACCOUNTS
P.O. Box 13942
Austin, Texas 78711

sign here

Signature

Date

Ramon Garcia, Hidalgo County Judge

(956) 318-2600

Print Name/Title

Phone (area code and number)

For questions or additional information, please e-mail: sb18compliance@cpa.state.tx.us or go to: www.window.texas.gov/sb18compliance

Eminent Domain Authority Under Texas Constitution and Laws

Texas Constitution Article 1, Section 17
Texas Constitution Article 3, Section 52j
Texas Government Code Chapter 2206
Texas Property Code Chapter 21
Texas Agriculture Code Section 167.059
Texas Government Code Section 1474.151
Texas Government Code Section 1475.002
Texas Government Code Section 1475.052
Texas Government Code Section 1477.071
Texas Government Code Section 1477.120
Texas Government Code Section 1477.121
Texas Government Code Section 2267.061
Texas Government Code Section 2267.062
Texas Government Code Section 2267.063
Texas Health and Safety Code Section 263.022
Texas Health and Safety Code Section 264.028
Texas Health and Safety Code Section 265.052
Texas Health and Safety Code Section 281.054
Texas Health and Safety Code Section 282.046
Texas Health and Safety Code Section 364.014
Texas Human Resources Code Section 63.017
Texas Human Resources Code Section 63.018
Texas Local Government Code Section 241.903
Texas Local Government Code Section 261.001
Texas Local Government Code Section 263.201
Texas Local Government Code Section 273.001(a)
Texas Local Government Code Section 273.002
Texas Local Government Code Section 273.003
Texas Local Government Code Section 280.001
Texas Local Government Code Section 280.003
Texas Local Government Code Section 293.026
Texas Local Government Code Section 325.037
Texas Local Government Code Section 331.001
Texas Local Government Code Section 331.003
Texas Local Government Code Section 335.071
Texas Local Government Code Section 351.136
Texas Local Government Code Section 383.063
Texas Local Government Code Section 392.061
Texas Local Government Code Section 507.103
Texas Local Government Code Section 561.001
Texas Local Government Code Section 562.016
Texas Local Government Code Section 571.004
Texas Local Government Code Section 572.012
Texas Local Government Code Section 572.013

Texas Natural Resources Code Section 183.057
Texas Natural Resources Code Section 221.021a
Texas Tax Code Section 311.008
Texas Transportation Code Section 22.011
Texas Transportation Code Section 172.159
Texas Transportation Code Section 173.160
Texas Transportation Code Section 174.159
Texas Transportation Code Section 203.065
Texas Transportation Code Section 224.002
Texas Transportation Code Section 224.003
Texas Transportation Code Section 251.006
Texas Transportation Code Section 251.051
Texas Transportation Code Section 251.101
Texas Transportation Code Section 254.005
Texas Transportation Code Section 280.001
Texas Transportation Code Section 281.002
Texas Transportation Code Section 282.011
Texas Transportation Code Section 283.003
Texas Transportation Code Section 283.101
Texas Transportation Code Section 284.003
Texas Transportation Code Section 284.061
Texas Transportation Code Section 284.066
Texas Transportation Code Section 284.067
Texas Transportation Code Section 364.022
Texas Transportation Code Section 457.106
Texas Transportation Code Section 460.107
Texas Utilities Code Section 163.013
Texas Utilities Code Section 163.014
Texas Vernon's Civil Statutes Title 116, Article 6812b, Section 13
Texas Water Code Section 11.033
Texas Water Code Section 49.066
Texas Water Code Section 49.222
Texas Water Code Section 49.224
Texas Water Code Section 57.269