SECTION 2. Subsection (d), Section 2301.6521, Occupations Code, is amended to read as follows:

(d) A franchised dealer may not protest an application to relocate a dealership under this section if the proposed relocation site is not:

1. more than two miles [or less] from the site where the dealership is currently located; or
2. closer to the franchised dealer than the site from which the dealership is being relocated [dealership's current location].

SECTION 3. Section 2301.483, Occupations Code, as added by this Act, applies only to an agreement entered into or renewed under Chapter 2301, Occupations Code, on or after the effective date of this Act. An agreement entered into or renewed before that date is governed by the law in effect on the date the agreement was entered into or renewed, and the former law is continued in effect for that purpose.

SECTION 4. Subsection (d), Section 2301.6521, Occupations Code, as amended by this Act, applies only to an application to relocate a dealership that is made on or after the effective date of this Act. An application made before that date is governed by the law in effect on the date the application was made, and the former law is continued in effect for that purpose.

SECTION 5. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2013.

Passed the Senate on May 1, 2013: Yeas 31, Nays 0; passed the House on May 22, 2013: Yeas 142, Nays 6, two present not voting.

Approved June 14, 2013.

Effective June 14, 2013.

CHAPTER 1339

S.B. No. 894

AN ACT relating to real property within the Capitol complex.

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

SECTION 1. Subchapter F, Chapter 2165, Government Code, is amended by adding Section 2165.259 to read as follows:

Sec. 2165.259. CAPITOL COMPLEX. (a) In this section, “Capitol complex” has the meaning assigned by Section 443.0071.

(b) Notwithstanding Subchapter D, the commission may not lease, sell, or otherwise dispose of real property or an interest in real property located in the Capitol complex.

(c) This section does not affect the commission’s authority under Subchapter E to lease space in state office buildings and parking garages.

SECTION 2. Subchapter A, Chapter 2267, Government Code, as added by Chapter 1334 (S.B. 1048), Acts of the 82nd Legislature, Regular Session, 2011, is amended by adding Section 2267.005 to read as follows:

Sec. 2267.005. QUALIFYING PROJECTS IN CAPITOL COMPLEX. The Texas Facilities Commission may develop or operate a qualifying project located in the Capitol complex, as defined by Section 443.0071, as provided by this chapter only if specifically granted the authority by the legislature.

SECTION 3. Subsection (d), Section 31.155, Natural Resources Code, is amended to read as follows:

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(d) The duty under this subchapter of the division to review and verify real property records and to make recommendations regarding real property and of the commissioner to prepare a report involving real property does not apply to:

(1) the real property of an institution of higher education;
(2) the real property that is part of a fund created or specifically authorized by the constitution of this state and that is administered by or with the assistance of the land office;
(3) the real property of the Employees Retirement System of Texas; [and]
(4) the real property of the Teacher Retirement System of Texas; and
(5) the real property located in the Capitol complex, as defined by Section 443.0071, Government Code.

SECTION 4. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2013.

Passed the Senate on April 4, 2013: Yeas 30, Nays 0; the Senate concurred in House amendments on May 23, 2013: Yeas 31, Nays 0; passed the House, with amendments, on May 17, 2013: Yeas 139, Nays 0, three present not voting.

Approved June 14, 2013.
Effective June 14, 2013.

CHAPTER 1340

S.B. No. 958

AN ACT
relating to the liability of certain special-purpose districts or authorities providing water to a purchaser for the generation of electricity.

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

SECTION 1. Title 5, Civil Practice and Remedies Code, is amended by adding Chapter 113 to read as follows:

CHAPTER 113. WATER SUPPLY CONTRACT CLAIM AGAINST LOCAL DISTRICT OR AUTHORITY

Sec. 113.001. DEFINITIONS. In this chapter:

(1) "Adjudicating a claim" means the bringing of a civil suit and prosecution to final judgment in court and includes the bringing of an authorized arbitration proceeding and prosecution to final resolution in accordance with any mandatory procedures established in the contract that is the subject of the dispute under Section 113.002.

(2) "Local district or authority" means a special-purpose district or authority, including a levee improvement district, drainage district, irrigation district, water improvement district, water control and improvement district, water control and preservation district, fresh water supply district, navigation district, special utility district, and river authority, and any conservation and reclamation district.

Sec. 113.002. WAIVER OF IMMUNITY TO SUIT FOR CLAIM REGARDING WATER SUPPLY CONTRACT. A local district or authority that enters into a written contract stating the essential terms under which the local district or authority is to provide water to a purchaser for use in connection with the generation of electricity waives sovereign immunity to suit for the purpose of adjudicating a claim that the local district or authority breached the contract by not providing water, or access to water, according to the contract's terms.