

R E S O L U T I O N

1 BE IT RESOLVED by the House of Representatives of the State of  
2 Texas, 78th Legislature, Regular Session, 2003, That House Rule 13,  
3 Section 9(a), be suspended in part as provided by House Rule 13,  
4 Section 9(f), to enable the conference committee appointed to  
5 resolve the differences on House Bill No. 1493, relating to the  
6 foreclosure of property and the authority of a mortgage servicer to  
7 administer the foreclosure on behalf of a mortgagee, to consider  
8 and take action on the following matter:

9 House Rule 13, Section 9(a)(1), is suspended to permit the  
10 committee to amend text that is not in disagreement in Section  
11 51.009, Property Code, as added by the bill, by adding the phrase  
12 "except as to warranties of title", so that the section reads as  
13 follows:

14 Sec. 51.009. FORECLOSED PROPERTY SOLD "AS IS." A purchaser  
15 at a sale of real property under Section 51.002:

16 (1) acquires the foreclosed property "as is" without  
17 any expressed or implied warranties, except as to warranties of  
18 title, and at the purchaser's own risk; and

19 (2) is not a consumer.

20 Explanation: The changed text is necessary to clarify that  
21 any warranties of title granted in a foreclosure sale under Section  
22 51.002, Property Code, are valid.

Solomons

H.R. No. 1713

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Speaker of the House

I certify that H.R. No. 1713 was adopted by the House on May 31, 2003, by a non-record vote.

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Chief Clerk of the House