

Amend CSHB 371 as follows:

(1) On page 1, line 11, strike "Subsections (d), (e), and (f)" and substitute "Subsections (d) and (e)".

(2) Strike page 1, line 13, through page 2, line 1, and substitute:

(c) A seller who fails to comply with Subsection (a) is liable to the purchaser for:

(1) liquidated damages in the amount of \$250 [~~a day~~] for each annual statement [~~day after January 31 that~~] the seller fails to provide to the purchaser within the time required by Subsection (a) [~~with the statement~~]; and

(2) reasonable attorney's fees.

(d) After January 31 of a year in which a statement is required under Subsection (a), the purchaser may request in writing that the seller provide the statement required under that subsection. A request for a statement or accounting with respect to the executory contract or any similar request is presumed to be a request for a statement required by Subsection (a). If the seller does not provide the statement to the purchaser on or before the 14th day after the date the seller receives the request, in addition to the liability imposed by Subsection (c), the seller is liable to the purchaser for liquidated damages in the amount of the lesser of:

(1) \$250 a day for each day after the 14th day after the date the seller receives the request that the seller does not provide the statement; or

(2) the purchase price of the property.

(3) On page 2, strike lines 2-11.

(4) On page 2, strike lines 22-24.

(5) Strike page 2, line 25, through page 3, line 8, and substitute "SECTION 3. Section 5.077(e), Property Code, as added by this Act, applies only to an executory contract entered into on or".