

Amend CSHB 2438 (Senate committee printing) as follows:

(1) Between Sections 24 and 25 of the bill (page 6, between lines 50 and 51), insert the following appropriately numbered section and renumber subsequent sections accordingly:

SECTION \_\_. Section 1201.452(b), Occupations Code, is amended to read as follows:

(b) If the home does not have the appropriate seal or label, the person must:

- (1) apply to the department for a seal; ~~and~~
- (2) pay the fee; and
- (3) submit to the department a copy of any written disclosure required under Section 1201.455(a).

(2) In Section 25 of the bill, in the heading to amended Section 1201.455, Occupations Code (page 6, line 53), between "Sec. 1204.455." and "WARRANTY", insert "WRITTEN DISCLOSURE AND".

(3) In Section 25 of the bill, in amended Section 1201.455, Occupations Code (page 6, lines 53-59), strike Subsection (a) and substitute the following:

(a) Except as otherwise provided by this subchapter, a person may not sell, exchange, or lease-purchase a used manufactured home to a consumer for use as a dwelling without providing:

(1) a written disclosure, on a form prescribed by the department, describing in detail the condition of the home and of any appliances that are included in the home; and

(2) a written warranty that the home is and will remain habitable until the 60th day after the later of the installation date or the date of the purchase agreement.

(4) Between Sections 33 and 34 of the bill (page 8, between lines 55 and 56), insert the following appropriately numbered section and renumber subsequent sections accordingly:

SECTION \_\_. Not later than November 1, 2005, the Texas Department of Housing and Community Affairs shall prepare and make available to the public the disclosure form required by Section 1201.455(a), Occupations Code, as amended by this Act.