

By: Casteel

H.B. No. 1868

A BILL TO BE ENTITLED

AN ACT

relating to the eligibility of persons to participate in the public sale in certain counties of certain real property.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 34.0445, Civil Practice and Remedies Code, is amended by adding Subsection (g) to read as follows:

(g) This section applies only to a sale of real property under this subchapter that is conducted in:

(1) a county with a population of 250,000 or more; or

(2) a county with a population of less than 250,000 in which the commissioners court by order has adopted the provisions of this section.

SECTION 2. Section 34.015, Tax Code, is amended by adding Subsection (p) to read as follows:

(p) This section applies only to a sale of real property under Section 34.01 that is conducted in:

(1) a county with a population of 250,000 or more; or

(2) a county with a population of less than 250,000 in which the commissioners court by order has adopted the provisions of this section.

SECTION 3. (a) Section 34.0445, Civil Practice and Remedies Code, and Section 34.015, Tax Code, as amended by this Act, apply only to a public sale of real property conducted on or after the effective date of this Act.

1 (b) A public sale of real property conducted before the
2 effective date of this Act is governed by the law in effect on the
3 date the sale was conducted, and the former law is continued in
4 effect for that purpose.

5 SECTION 4. This Act takes effect immediately if it receives
6 a vote of two-thirds of all the members elected to each house, as
7 provided by Section 39, Article III, Texas Constitution. If this
8 Act does not receive the vote necessary for immediate effect, this
9 Act takes effect September 1, 2005.