

1-1 By: Wentworth S.B. No. 644
1-2 (In the Senate - Filed February 22, 2005; March 2, 2005,
1-3 read first time and referred to Committee on Intergovernmental
1-4 Relations; March 23, 2005, reported favorably by the following
1-5 vote: Yeas 5, Nays 0; March 23, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the eligibility of persons to participate in the public
1-9 sale in certain counties of certain real property.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 34.0445, Civil Practice and Remedies
1-12 Code, is amended by adding Subsection (g) to read as follows:

1-13 (g) This section applies only to a sale of real property
1-14 under this subchapter that is conducted in:

1-15 (1) a county with a population of 250,000 or more; or

1-16 (2) a county with a population of less than 250,000 in
1-17 which the commissioners court by order has adopted the provisions
1-18 of this section.

1-19 SECTION 2. Section 34.015, Tax Code, is amended by adding
1-20 Subsection (p) to read as follows:

1-21 (p) This section applies only to a sale of real property
1-22 under Section 34.01 that is conducted in:

1-23 (1) a county with a population of 250,000 or more; or

1-24 (2) a county with a population of less than 250,000 in
1-25 which the commissioners court by order has adopted the provisions
1-26 of this section.

1-27 SECTION 3. (a) Section 34.0445, Civil Practice and
1-28 Remedies Code, and Section 34.015, Tax Code, as amended by this Act,
1-29 apply only to a public sale of real property conducted on or after
1-30 the effective date of this Act.

1-31 (b) A public sale of real property conducted before the
1-32 effective date of this Act is governed by the law in effect on the
1-33 date the sale was conducted, and the former law is continued in
1-34 effect for that purpose.

1-35 SECTION 4. This Act takes effect immediately if it receives
1-36 a vote of two-thirds of all the members elected to each house, as
1-37 provided by Section 39, Article III, Texas Constitution. If this
1-38 Act does not receive the vote necessary for immediate effect, this
1-39 Act takes effect September 1, 2005.

1-40 * * * * *