

BILL ANALYSIS

H.B. 1787
By: Hartnett
Judiciary
Committee Report (Unamended)

BACKGROUND AND PURPOSE

Section 22.001 of the Property Code appears to make a trespass to try title case the exclusive method of determining title to land and other real property. The purpose of this bill is to permit a declaratory judgment action with respect to title to real property.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

The bill would permit a declaratory judgment with respect to title to lands, tenements and other real property notwithstanding Section 22.001 of the Property Code.

EFFECTIVE DATE

Immediately on receipt of required vote; otherwise September 1, 2007.