

1-1 By: Corte (Senate Sponsor - Van de Putte) H.B. No. 1853
1-2 (In the Senate - Received from the House April 23, 2007;
1-3 April 24, 2007, read first time and referred to Committee on
1-4 Natural Resources; April 27, 2007, reported favorably by the
1-5 following vote: Yeas 11, Nays 0; April 27, 2007, sent to printer.)

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

1-8 relating to exempting certain state agencies from certain laws
1-9 relating to real property transactions.

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

1-11 SECTION 1. Subchapter A, Chapter 31, Natural Resources
1-12 Code, is amended by adding Section 31.002 to read as follows:

1-13 Sec. 31.002. EXEMPTION FROM CERTAIN REAL ESTATE TRANSACTION
1-14 LAWS. (a) Unless the statute specifically states that the statute
1-15 applies to the land office, the following statutes do not apply to
1-16 the land office:

1-17 (1) a statute that would require the land office to
1-18 provide a notice or disclosure to a buyer of real property; and

1-19 (2) a statute relating to the sale, purchase, or
1-20 financing of real property by an executory contract, including a
1-21 contract for deed or other similar sale.

1-22 (b) This section does not affect the application of a
1-23 statute described by Subsection (a)(2) to a party involved in a
1-24 transaction with the land office.

1-25 SECTION 2. Subchapter D, Chapter 32, Natural Resources
1-26 Code, is amended by adding Section 32.113 to read as follows:

1-27 Sec. 32.113. EXEMPTION FROM CERTAIN REAL ESTATE TRANSACTION
1-28 LAWS. (a) Unless the statute specifically states that the statute
1-29 applies to the board, the following statutes do not apply to the
1-30 board:

1-31 (1) a statute that would require the board to provide a
1-32 notice or disclosure to a buyer of real property; and

1-33 (2) a statute relating to the sale, purchase, or
1-34 financing of real property by an executory contract, including a
1-35 contract for deed or other similar sale.

1-36 (b) This section does not affect the application of a
1-37 statute described by Subsection (a)(2) to a party involved in a
1-38 transaction with the board.

1-39 SECTION 3. Subchapter F, Chapter 161, Natural Resources
1-40 Code, is amended by adding Section 161.237 to read as follows:

1-41 Sec. 161.237. EXEMPTION FROM CERTAIN REAL ESTATE
1-42 TRANSACTION LAWS. (a) Unless the statute specifically states that
1-43 the statute applies to the board, the following statutes do not
1-44 apply to the board:

1-45 (1) a statute that would require the board to provide a
1-46 notice or disclosure to a buyer of real property; and

1-47 (2) a statute relating to the sale, purchase, or
1-48 financing of real property by an executory contract, including a
1-49 contract for deed or other similar sale.

1-50 (b) This section does not affect the application of a
1-51 statute described by Subsection (a)(2) to a party involved in a
1-52 transaction with the board.

1-53 SECTION 4. This Act takes effect immediately if it receives
1-54 a vote of two-thirds of all the members elected to each house, as
1-55 provided by Section 39, Article III, Texas Constitution. If this
1-56 Act does not receive the vote necessary for immediate effect, this
1-57 Act takes effect September 1, 2007.

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