

By: Van de Putte

S.B. No. 771

A BILL TO BE ENTITLED

AN ACT

relating to exempting certain state agencies from certain laws relating to real property transactions.

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

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

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

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

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

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

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

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

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

3 (2) a statute relating to the sale, purchase, or
4 financing of real property by an executory contract, including a
5 contract for deed or other similar sale.

6 (b) This section does not affect the application of a
7 statute described by Subsection (a)(2) to a party involved in a
8 transaction with the board.

9 SECTION 3. Subchapter F, Chapter 161, Natural Resources
10 Code, is amended by adding Section 161.237 to read as follows:

11 Sec. 161.237. EXEMPTION FROM CERTAIN REAL ESTATE
12 TRANSACTION LAWS. (a) Unless the statute specifically states that
13 the statute applies to the board, the following statutes do not
14 apply to the board:

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

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

20 (b) This section does not affect the application of a
21 statute described by Subsection (a)(2) to a party involved in a
22 transaction with the board.

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