Amend HB 28 (house committee printing) as follows:

- (1) On page 1, line 9, strike "Section 5.0111" and substitute "Section 5.008 or 5.0111, as applicable".
- (2) On page 1, line 16, between "seller of property" and "shall give", insert "that is new construction described by Section 5.008(e)(10)".
- (3) On page 2, line 2, between "seller of" and "property", insert "certain types of".
- (4) On page 2, line 24, strike "before the date the executory contract binds" and substitute "on or before the effective date of an executory contract binding".
- (5) On page 3, strike lines 1 through 22 and substitute the following:
- (c) This section does not apply to a transfer described by Section 5.008(e), other than a transfer described by Section 5.008(e)(10).
- (6) Insert the following appropriately numbered SECTION and renumber existing SECTIONS of the bill accordingly:

SECTION _____. Section 5.008(b), Property Code, as amended by Chapters 448 (HB 271), 1051 (HB 2118), and 1256 (HB 2819), Acts of the 80th Legislature, Regular Session, 2007, is reenacted and amended to read as follows:

(b) The notice must be executed and must, at a minimum, read substantially similar to the following:

SELLER'S DISCLOSURE NOTICE

CONCERNING THE	PROPERTY AT	Ľ
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___ Washer/Dryer ___ Window

(Street Address and City)

THIS NOTICE IS A DISCLOSURE OF SELLER'S KNOWLEDGE OF THE CONDITION OF THE PROPERTY AS OF THE DATE SIGNED BY SELLER AND IS NOT A SUBSTITUTE FOR ANY INSPECTIONS OR WARRANTIES THE PURCHASER MAY WISH TO OBTAIN. IT IS NOT A WARRANTY OF ANY KIND BY SELLER OR SELLER'S AGENTS.

Seller __ is __ is not occupying the Property.

If unoccupied, how long since Seller has occupied the Property?

1.	The Property	has the items checked below:	
F	•	(N), or Unknown (U). Oven	

___ Rain Gutters

Hookups	Screens	
Security	Fire Detection	Intercom
System	Equipment Smoke	System
	Detector	
	Smoke Detector -	
	Hearing Impaired	
	Carbon	
	Monoxide Alarm Emergency	
	Escape	
TV Antenna	Ladder(s) Cable TV Wiring	Satellite
Ceiling	Wiring Attic Fan(s)	Dish Exhaust
Fan(s)		Fan(s)
Central A/C		Wall/Window
	Heating	Air
		Conditioning
	Septic System	
System		System
— Patio/Decking	Outdoor Grill	Fences
Pool	Sauna	Spa
Pool	Pool Heater	Hot Tub Automatic
Equipment		Lawn
	Sprinkler System	
Fireplace(s)	system	Fireplace(s)
& Chimney		& Chimney
(Woodburning)		(Mock)
Gas Lines		Gas Fixtures
(Nat./LP)		
Garage: Attached	Not Attached	Carport
Garage Door	Electronic	Control(s)
Opener(s): Water Heater:	Gas Well MUD	Electric
City		
Roof Type:		(approx)
Are you (Seller)	aware of any of	the above items that are not in
working condition	on, that have know	wn defects, or that are in need of
repair?Yes	No Unknow	n.
If yes, then des	scribe. (Attach	additional sheets if necessary):
2. Does the nr	onerty have work	ing smoke detectors installed in
_		tor requirements of Chapter 766,
		_
Health and Safety	y Code? <u> Y</u> es <u> </u>	_NoUnknown.

/		1 .		
(Attach	additional	sheets	if	necessary):
2 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7	Collor) arrayo of a	nu knoun dof		ingtions in any
-	Seller) aware of a	ny known dei	.ects/mail	inccions in any
of the follow:	ing?			
Write Yes (Y) Inter	if you are aware,			e not aware.
<u> </u>		Ce	ilings	
Exter	Floors	Do	ors	
Walls		20	010	
Roof	Windows	Fo	undation/	
	Basement		,	
			Slab(s)	
Walls/Fenc	es Sidewalks		iveways	
	<u> </u>		ectrical	
Plumbing/Sew ers/				
Septics	Lighting		Systems	
septics	Fixt	ures	systems	
Othe	r Structura	l Comp	onents	(Describe):
	i beraetara.	ı comp	Offerres	(Describe).
If the answe	er to any of the	above is	yes, expl	ain. (Attacl
	er to any of the sheets		yes, expl	
additional		i	f	necessary):
additional 4. Are you (sheets Seller) aware of a	ny of the fo	f llowing con	necessary):
additional 4. Are you (Sometime Yes (Y)) Active Term	sheets Seller) aware of a if you are aware, mites	ny of the fo write No (N) Previous Str	f llowing con if you are	necessary)
additional 4. Are you (S) Write Yes (Y) Active Terr (includes	sheets Seller) aware of and if you are aware, mites	ny of the fo	f llowing con if you are	necessary)
4. Are you (Some the second of	sheets Seller) aware of and the seller is seller. if you are aware, mites	ny of the fo write No (N) Previous Str or Roof	f llowing con if you are cuctural Repair	necessary)
additional 4. Are you (\$ Write Yes (Y) Active Terr	sheets Seller) aware of and if you are aware, mites	ny of the fo write No (N) Previous Str or Roof	f llowing con if you are cuctural Repair	necessary)
additional 4. Are you (Some and a section a	sheets Seller) aware of and if you are aware, mites Sood-destroying or Wood Rot	ny of the fo write No (N) Previous Str or Roof Hazardous or	f llowing con if you are cuctural Repair	necessary) — nditions? e not aware.
4. Are you (% Write Yes (Y) Active Term	sheets Seller) aware of and if you are aware, mites ood-destroying or Wood Rot	ny of the forwrite No (N) Previous Stror Roof Hazardous or	f llowing con if you are cuctural Repair Toxic Was	necessary) — nditions? e not aware.
additional 4. Are you (% Write Yes (Y) Active Term	sheets Seller) aware of and if you are aware, mites	ny of the forwrite No (N) Previous Stror Roof Hazardous or Asbestos Con Urea formalo	f llowing con if you are cuctural Repair Toxic Was	necessary) — nditions? e not aware.
additional 4. Are you (Some section of the section	sheets Seller) aware of a if you are aware, mites ood-destroying or Wood Rot ng Repair ermite Damage ermite ment looding rainage	ny of the forwrite No (N) Previous Stror Roof Hazardous or Asbestos Con Urea formalo Insulat Radon Gas Lead Based P	f llowing con if you are ructural Repair Toxic Was aponents lehyde ion aint	necessary)
additional 4. Are you (Some and a section of the s	sheets Seller) aware of a if you are aware, mites sood-destroying or Wood Rot ng Repair ermite Damage ermite ment looding	ny of the forwrite No (N) Previous Stror Roof Hazardous or Asbestos Com Urea formalo Insulat Radon Gas Lead Based P Aluminum Wir	f llowing con if you are ructural Repair Toxic Was nponents hehyde ion aint ring	necessary)
4. Are you (% Write Yes (Y) Active Terr	sheets Seller) aware of and if you are aware, mites ood-destroying or Wood Rot	ny of the forwrite No (N) Previous Stror Roof Hazardous or Asbestos Con Urea formalo Insulat Radon Gas Lead Based P Aluminum Wir	f llowing con if you are cuctural Repair Toxic Was aponents lehyde cion aint cing ces	necessary)
Are you (\$\frac{3}{2}\] Write Yes (Y) Active Term (includes wo insects) Termite Damage Needin Previous Tereatr Previous Tereatr Previous Fireatr Output Covera	sheets Seller) aware of a if you are aware, mites sood-destroying or Wood Rot ng Repair ermite Damage ermite ment looding rainage tration 100-Year in ood Insurance	ny of the forwrite No (N) Previous Stror Roof Hazardous or Insulat Radon Gas Lead Based P Aluminum Wir Previous Fir	f llowing con if you are cuctural Repair Toxic Was aponents lehyde cion aint cing ces	necessary): — nditions? e not aware.

Lines

___ Previous Use of Premises for Manufacture of Methamphetamine

If the answer to any of the above is yes, explain. (Attach
additional sheets if necessary):
5. Are you (Seller) aware of any item, equipment, or system in or
on the property that is in need of repair? Yes (if you are
aware) No (if you are not aware). If yes, explain (attach
additional sheets as necessary)
6. Are you (Seller) aware of any of the following?
<pre>Write Yes (Y) if you aware, write No (N) if you are not aware Room additions, structural modifications, or other alterations or repairs made without necessary permits or not in compliance with building codes in effect at that time Homeowners' Association or maintenance fees or assessments Any "common area" (facilities such as pools, tennis courts, walkways, or other areas) co-owned in undivided interest with others.</pre>
Any notices of violations of deed restrictions or governmental ordinances affecting the condition or use of the Property. Any lawsuits directly or indirectly affecting the Property.
Any condition on the Property which materially affects the physical health or safety of an individual.
If the answer to any of the above is yes, explain. (Attach
additional sheets if necessary):
$7 = \frac{6}{6}$. If the property is located in a coastal area that is seaward
of the Gulf Intracoastal Waterway or within 1,000 feet of the mean
high tide bordering the Gulf of Mexico, the property may be subject
to the Open Beaches Act or the Dune Protection Act (Chapter 61 or
63, Natural Resources Code, respectively) and a beachfront
construction certificate or dune protection permit may be required
for repairs or improvements. Contact the local government with
ordinance authority over construction adjacent to public beaches
for more information.
8. The seller must check which of the following options apply:
The seller has received notice under Section 43.052, Local

Government Code, from a municipality that the property is included

in the municipality's annexation plan and may be subject to
annexation by the municipality. A copy of the notice is attached.
The seller has not received notice under Section 43.052,
Local Government Code, from a municipality that the property is
included in the municipality's annexation plan.
The seller is not aware whether notice has been received under
Section 43.052, Local Government Code, from a municipality that the
property is included in the municipality's annexation plan.
Date Signature of Seller
The undersigned purchaser hereby acknowledges receipt of the
foregoing notice and acknowledges the property complies with the
smoke detector requirements of Chapter 766, Health and Safety Code,
or, if the property does not comply with the smoke detector
requirements of Chapter 766, the buyer waives the buyer's rights to
have smoke detectors installed in compliance with Chapter 766.
Date Signature of Purchaser