

SENATE AMENDMENTS

2nd Printing

By: Geren

H.B. No. 3073

A BILL TO BE ENTITLED

1 AN ACT

2 relating to charges at closing of certain real property
3 transactions.

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

5 SECTION 1. Chapter 2501, Insurance Code, is amended by
6 adding Section 2501.008 to read as follows:

7 Sec. 2501.008. THIRD-PARTY CHARGES. A title insurance
8 company, title insurance agent, or direct operation may charge,
9 separate from the title insurance premium, any actual costs
10 incurred in connection with a closing and settlement, including:

11 (1) a charge by a third party, such as a governmental
12 entity, for an electronic filing fee; or

13 (2) a fee of a third party for a service rendered or
14 performed.

15 SECTION 2. This Act applies only to a real property
16 transaction that closes on or after the effective date of this Act.
17 A real property transaction that closes before the effective date
18 of this Act is governed by the law as it existed immediately before
19 the effective date of this Act, and that law is continued in effect
20 for that purpose.

21 SECTION 3. This Act takes effect January 1, 2010.

ADOPTED

MAY 27 2009

Henry Spaw
Secretary of the Senate

By: Gieren/Fraser

h.B. No. 3073

Substitute the following for h.B. No. 3073:

By: By Fran

C.S. h.B. No. 3073

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6 adding Section 2501.008 to read as follows:

7 Sec. 2501.008. THIRD-PARTY CHARGES. A title insurance
8 company, title insurance agent, or direct operation may charge,
9 separate from the title insurance premium, actual costs or a
10 reasonable estimate of costs incurred in connection with a closing
11 and settlement, including:

12 (1) a charge by a third party for an electronic filing
13 fee; or

14 (2) a fee of a third party for the provision of an ad
15 valorem tax report.

16 SECTION 2. This Act applies only to a real property
17 transaction that closes on or after the effective date of this Act.
18 A real property transaction that closes before the effective date
19 of this Act is governed by the law as it existed immediately before
20 the effective date of this Act, and that law is continued in effect
21 for that purpose.

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LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

May 27, 2009

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB3073 by Geren (Relating to charges at closing of certain real property transactions.), As
Passed 2nd House

No fiscal implication to the State is anticipated.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 454 Department of Insurance

LBB Staff: JOB, SD, JRO, KJG, CH

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

May 21, 2009

TO: Honorable Troy Fraser, Chair, Senate Committee on Business & Commerce

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB3073 by Geren (Relating to charges at closing of certain real property transactions.),
Committee Report 2nd House, Substituted

No fiscal implication to the State is anticipated.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 454 Department of Insurance

LBB Staff: JOB, JRO, KJG, CH

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

April 28, 2009

TO: Honorable Troy Fraser, Chair, Senate Committee on Business & Commerce

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB3073 by Geren (Relating to charges at closing of certain real property transactions.), **As Engrossed**

No fiscal implication to the State is anticipated.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 454 Department of Insurance

LBB Staff: JOB, JRO, KJG, CH

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

April 2, 2009

TO: Honorable John T. Smithee, Chair, House Committee on Insurance

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB3073 by Geren (Relating to charges at closing of certain real property transactions.),
Committee Report 1st House, Substituted

No fiscal implication to the State is anticipated.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 454 Department of Insurance

LBB Staff: JOB, KJG, CH

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

March 26, 2009

TO: Honorable John T. Smithee, Chair, House Committee on Insurance

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB3073 by Geren (Relating to charges at closing of certain real property transactions.), As
Introduced

No fiscal implication to the State is anticipated.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 454 Department of Insurance

LBB Staff: JOB, KJG, CH