

Amend CSHB 8 (house committee printing) as follows:

(1) On page 6, between lines 5 and 6, add the following:

Sec. 5.2025. EXCEPTION; WAIVER. (a) This section applies only to a private transfer fee obligation created on or after the effective date of this Act.

(b) A private transfer fee obligation is binding and enforceable and is not void under Section 5.202 provided that, before a person is obligated to pay the private transfer fee, the person:

(1) consults with an attorney licensed to practice law in this state or a licensed real estate broker or salesperson regarding the private transfer fee obligation; and

(2) acknowledges in writing that the person:

(A) has complied with Subdivision (1);

(B) understands and agrees to comply with the private transfer fee obligation; and

(C) waives any rights under this subchapter.

(2) On page 8, line 21, strike "VOID".

(3) On page 8, line 22, between "void" and the period, insert ", except as provided by Section 5.2025".