

By: Paxton
(Sanford)

S.B. No. 1437

A BILL TO BE ENTITLED

AN ACT

relating to authorizing certain persons to file documents electronically for recording with a county clerk.

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

SECTION 1. Section 195.003, Local Government Code, is amended by amending Subsection (a) and adding Subsection (a-1) to read as follows:

(a) The following persons may file electronic documents or other documents electronically for recording with a county clerk that accepts electronic filing and recording under this chapter:

(1) an attorney licensed in this state;

(2) a bank, savings and loan association, savings bank, or credit union doing business under laws of the United States or this state;

(3) a federally chartered lending institution, a federal government-sponsored entity, an instrumentality of the federal government, or a person approved as a mortgagee by the United States to make federally insured loans;

(4) a person licensed to make regulated loans in this state;

(5) a title insurance company or title insurance agent licensed to do business in this state; ~~or~~

(6) an agency of this state; or

(7) a municipal clerk.

1 (a-1) In addition to persons listed under Subsection (a), a
2 county may authorize a person to file electronic documents or other
3 documents electronically for recording with a county clerk if the
4 county enters into a memorandum of understanding with the person
5 for that purpose. This subsection applies only to a county with a
6 population of 500,000 or more.

7 SECTION 2. This Act takes effect immediately if it receives
8 a vote of two-thirds of all the members elected to each house, as
9 provided by Section 39, Article III, Texas Constitution. If this
10 Act does not receive the vote necessary for immediate effect, this
11 Act takes effect September 1, 2013.