

By: Bettencourt

S.B. No. 1452

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the power of certain commissioners courts to authorize
3 ad valorem tax sales of real property to be conducted by means of
4 online auctions.

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

6 SECTION 1. Section 34.01, Tax Code, is amended by adding
7 Subsection (a-1) and amending Subsection (r) to read as follows:

8 (a-1) The commissioners court of a county with a population
9 of 3.3 million or more by official action may authorize the officer
10 charged with selling property under this section to conduct a
11 public auction using online bidding and sale. The commissioners
12 court may adopt rules governing online auctions authorized under
13 this subsection. Rules adopted by the commissioners court under
14 this subsection take effect on the 90th day after the date the rules
15 are published in the real property records of the county.

16 (r) Except as provided by Subsection (a-1) and this
17 subsection, a sale of real property under this section must take
18 place at the county courthouse in the county in which the land is
19 located. The commissioners court of the county may designate an
20 area other than an area at the county courthouse where sales under
21 this section will take place that is in a public place within a
22 reasonable proximity of the county courthouse as determined by the
23 commissioners court and in a location as accessible to the public as
24 the courthouse door. The commissioners court shall record that

1 designation in the real property records of the county. A
2 designation by a commissioners court under this section is not a
3 ground for challenging or invalidating any sale. A sale must be held
4 at an area designated under this subsection if the sale is held on
5 or after the 90th day after the date the designation is recorded.

6 SECTION 2. This Act takes effect immediately if it receives
7 a vote of two-thirds of all the members elected to each house, as
8 provided by Section 39, Article III, Texas Constitution. If this
9 Act does not receive the vote necessary for immediate effect, this
10 Act takes effect September 1, 2015.