

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 20, 2015

TO: Honorable Joan Huffman, Chair, Senate Committee on State Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB3316** by Miller, Doug (Relating to the time for recording a durable power of attorney for certain real property transactions.), **As Engrossed**

<p>No significant fiscal implication to the State is anticipated.</p>
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The bill would amend the Estates Code to add that real property transactions must be recorded in the office of the county clerk of the county in which the property is located within 30 days after the date the instrument is filed for recording and would be voidable by any person if the durable power of attorney was not filed with the county clerk within 10 days after the date the real property transaction was filed. Based on the analysis of the Office of Court Administration, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council

LBB Staff: UP, AG, GDz, FR