

By: Rose

H.B. No. 1288

A BILL TO BE ENTITLED

AN ACT

1
2 relating to broker agreements for the leasing of real property
3 owned by a county.

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

5 SECTION 1. Sections 263.008(b), (c), (d), and (e), Local
6 Government Code, are amended to read as follows:

7 (b) The commissioners court of a county may contract with a
8 broker to sell or lease a tract of real property that is owned by the
9 county.

10 (c) The commissioners court of a county may pay a fee if a
11 broker produces a ready, willing, and able buyer or lessee to
12 purchase or lease a tract of real property.

13 (d) If a contract made under Subsection (b) requires a
14 broker to list the tract of real property for sale or lease for at
15 least 30 days with a multiple-listing service used by other brokers
16 in the county, the commissioners court on or after the 30th day
17 after the date the property is listed may sell or lease the tract of
18 real property to a ready, willing, and able buyer or lessee who is
19 produced by any broker using the multiple-listing service and who
20 submits the highest cash offer.

21 (e) The commissioners court may sell or lease a tract of
22 real property under this section without complying with the
23 requirements for conducting a public auction, including the
24 requirements prescribed by Section 263.001.

1 SECTION 2. This Act takes effect immediately if it receives
2 a vote of two-thirds of all the members elected to each house, as
3 provided by Section 39, Article III, Texas Constitution. If this
4 Act does not receive the vote necessary for immediate effect, this
5 Act takes effect September 1, 2017.