

By: Huffman

S.B. No. 874

A BILL TO BE ENTITLED

1 AN ACT
2 relating to forms for creating or revoking a transfer on death deed.

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

4 SECTION 1. Section 22.020(a), Government Code, is amended
5 by adding Subdivision (3) to read as follows:

6 (3) "Transfer on death deed" has the meaning assigned
7 by Section 114.002, Estates Code.

8 SECTION 2. Section 22.020(b), Government Code, is amended
9 to read as follows:

10 (b) The supreme court shall, as the court considers
11 appropriate, promulgate:

12 (1) forms for use by individuals representing
13 themselves in certain probate matters, including forms for use in:

14 (A) a small estate affidavit proceeding under
15 Chapter 205, Estates Code; and

16 (B) the probate of a will as a muniment of title
17 under Chapter 257, Estates Code;

18 (2) a simple will form for:

19 (A) a married individual with an adult child;

20 (B) a married individual with a minor child;

21 (C) a married individual with no children;

22 (D) an unmarried individual with an adult child;

23 (E) an unmarried individual with a minor child;

24 and

- 1 (F) an unmarried individual with no children;
- 2 (2-a) a form for use to create a transfer on death deed
- 3 and a form for use to create an instrument of revocation of a
- 4 transfer on death deed under Chapter 114, Estates Code; and
- 5 (3) instructions for the proper use of each form or set
- 6 of forms.

7 SECTION 3. The following provisions of the Estates Code are
8 repealed:

- 9 (1) Section 114.002(b); and
- 10 (2) Subchapter D, Chapter 114.

11 SECTION 4. The repeal of Subchapter D, Chapter 114, Estates
12 Code, by this Act does not affect the validity of a transfer on
13 death deed or a cancellation of a transfer on death deed executed
14 before, on, or after the effective date of this Act.

15 SECTION 5. This Act takes effect September 1, 2019.