

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 86TH LEGISLATIVE REGULAR SESSION**

**April 6, 2019**

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

**FROM:** John McGeady, Assistant Director     Sarah Keyton, Assistant Director  
Legislative Budget Board

**IN RE:** **SB2128** by Creighton (relating to the recording by a county clerk of certain documents concerning real or personal property.), **Committee Report 1st House, Substituted**

<b>No significant fiscal implication to the State is anticipated.</b>
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The bill would amend the Property Code to add a provision that allows paper documents that are tangible copies of an electronic record certified by a notary public or other officer who may take an acknowledgment or proof of a written instrument to be recorded or to serve as notice of the paper document. The bill would also require the county clerk's index entry for a paper document recorded under the new provision to contain the names of the grantors and grantees. Further, the bill would provide the required form for declaration of the authenticity of an electronic record.

According to the Office of Court Administration (OCA), no significant fiscal impact to the state court system is anticipated.

**Local Government Impact**

According to OCA, no significant fiscal impact to local courts is anticipated.

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

**LBB Staff:** WP, CMa, SD, GP