

Chapter 370

H.B. No. 3423

AN ACT

relating to the recording by a county clerk of certain documents relating to the sale or lease of public school land.

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

SECTION 1. Section 51.065, Natural Resources Code, is amended to read as follows:

Sec. 51.065. NOTICE AND RECORD OF SALE. (a) The commissioner shall send a written notice of the sale of a tract of public school land to ~~[notify]~~ the county clerk of the proper county that includes ~~[of the sale of each tract of land,]~~ the name and address of the purchaser~~[,]~~ and the price of the land.

(b) After receiving a notice of the ~~[being informed of any]~~ sale of public school land, the county clerk shall record the notice at no charge in the official public records of the county ~~[enter in his books opposite the description of the land sold, the name of the purchaser and the date of the sale].~~

(c) The notice of sale is a ~~[and the book containing the entry are]~~ public record ~~[records].~~

SECTION 2. Section 51.066(c), Natural Resources Code, is amended to read as follows:

(c) One copy of the land award shall be retained in the land office, one ~~[and the other]~~ copy shall be sent to the purchaser, and one copy shall be sent to the county clerk of the proper county to be recorded at no charge in the official public records of the county.

1 SECTION 3. Section 51.176(c), Natural Resources Code, is
2 amended to read as follows:

3 (c) The county clerk shall mark the exact date and hour of
4 filing on the original and a duplicate copy of the vacancy
5 application and shall return a marked copy to the person filing the
6 application. The original shall be recorded in the official public
7 records of the county [~~a book kept for that purpose separate from~~
8 ~~the deed or real property records~~]. The failure to record a vacancy
9 application as provided by this subsection does not affect the
10 validity of the application filing.

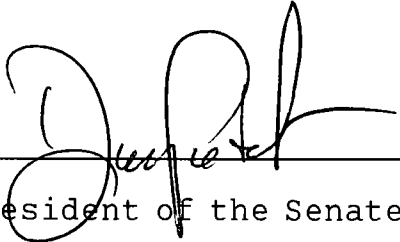
11 SECTION 4. Section 12.0011, Property Code, is amended by
12 adding Subsection (e) to read as follows:

13 (e) This section does not apply to a notice of sale under
14 Section 51.065, Natural Resources Code, or a land award under
15 Section 51.066, Natural Resources Code.

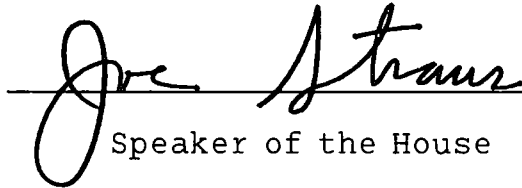
16 SECTION 5. Sections 51.065 and 51.066, Natural Resources
17 Code, as amended by this Act, apply only to a sale of property that
18 occurs on or after the effective date of this Act. For the purposes
19 of this section, a sale of property occurs before the effective date
20 of this Act if the contract binding the purchaser to purchase the
21 property is entered into before that date. A sale of property that
22 occurs before the effective date of this Act is governed by the law
23 in effect immediately before that date, and that law is continued in
24 effect for that purpose.

25 SECTION 6. This Act takes effect September 1, 2017.

H.B. No. 3423

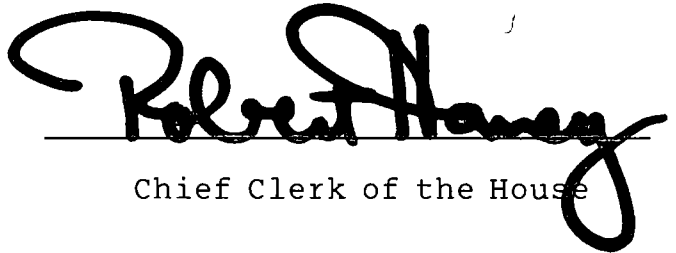


President of the Senate



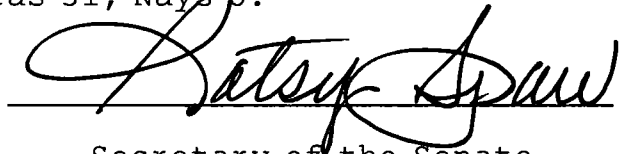
Speaker of the House

I certify that H.B. No. 3423 was passed by the House on May 4, 2017, by the following vote: Yeas 143, Nays 0, 2 present, not voting.



Chief Clerk of the House

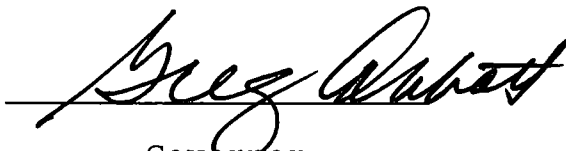
I certify that H.B. No. 3423 was passed by the Senate on May 22, 2017, by the following vote: Yeas 31, Nays 0.



Secretary of the Senate

APPROVED: 5-31-2017

Date



Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
11:00 AM O'CLOCK

JUN 01 2017



Secretary of State

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 12, 2017

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

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3423 by Lambert (Relating to the recording by a county clerk of certain documents relating to the sale or lease of public school land.), **As Engrossed**

No fiscal implication to the State is anticipated.

The bill would amend the Natural Resources Code and Property Code relating to the recording of a sale or lease of public school land.

The bill would take effect September 1, 2017.

Local Government Impact

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

Source Agencies:

LBB Staff: UP, AG, SZ, GG, BM

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

April 10, 2017

TO: Honorable Abel Herrero, Chair, House Committee on Land & Resource Management

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3423 by Lambert (Relating to the recording by a county clerk of certain documents relating to the sale or lease of public school land.), **As Introduced**

No fiscal implication to the State is anticipated.

The bill would amend the Natural Resources Code and Property Code relating to the recording of a sale or lease of public school land.

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