

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

AN ACT

relating to certain foreclosure notice requirements.

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

SECTION 1. Subsection (g), Section 32.06, Tax Code, is amended to read as follows:

(g) A suit to foreclose a tax lien transferred as provided by this section may not be instituted within one year from the date on which the lien is recorded in all counties in which the property is located, unless the contract between the owner of the property and the transferee provides otherwise. The transferee of a tax lien or any successor in interest must notify the holders of all recorded liens on the property before foreclosure in the same manner and within the same time frame as the transferee must notify the owner of the property under Section 51.002, Property Code.

SECTION 2. Section 32.065, Tax Code, is amended by adding Subsection (g) to read as follows:

(g) A contract under this section must require that the lienholder notify the holders of all recorded liens on the property before foreclosure in the same manner and within the same time frame as the lienholder must notify the owner of the property under Section 51.002, Property Code.

SECTION 3. Subsection (g), Section 32.065, Tax Code, as added by this Act, applies only to a contract entered into under Section 32.065, Tax Code, on or after the effective date of this

1 Act. A contract entered into before the effective date of this Act  
2 is governed by the law in effect on the date the contract was  
3 entered into, and the former law is continued in effect for that  
4 purpose.

5 SECTION 4. This Act takes effect September 1, 2005.

David Newkum

President of the Senate

Jim Cuddih

Speaker of the House

I hereby certify that S.B. No. 1587 passed the Senate on  
April 28, 2005, by the following vote: Yeas 31, Nays 0.

Astley Gau

Secretary of the Senate

I hereby certify that S.B. No. 1587 passed the House on  
May 20, 2005, by a non-record vote.

Robert Haney

Chief Clerk of the House

Approved:

17 JUNE '05

Date

Rick Perry  
Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE

9:20 AM '05

JUN 17 2005

Roger Williams  
Secretary of State