

1 AN ACT

2 relating to the prohibition of a restriction or condition placed on
3 a check tendered in payment of delinquent ad valorem taxes,
4 penalties, and interest.

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

6 SECTION 1. Subchapter A, Chapter 33, Tax Code, is amended by
7 adding Section 33.10 to read as follows:

8 Sec. 33.10. RESTRICTED OR CONDITIONAL PAYMENTS OF
9 DELINQUENT TAXES, PENALTIES, AND INTEREST PROHIBITED. Unless the
10 restriction or condition is authorized by this title, a restriction
11 or condition placed on a check in payment of delinquent taxes by the
12 maker that purports to limit the amount of delinquent taxes owed to
13 an amount less than that stated in the applicable delinquent tax
14 roll, or a restriction or condition placed on a check in payment of
15 penalties and interest on delinquent taxes by the maker that
16 purports to limit the amount of the penalties and interest to an
17 amount less than the amount of penalties and interest accrued on the
18 delinquent taxes, is void.

19 SECTION 2. This Act takes effect immediately if it receives
20 a vote of two-thirds of all the members elected to each house, as
21 provided by Section 39, Article III, Texas Constitution. If this
22 Act does not receive the vote necessary for immediate effect, this
23 Act takes effect September 1, 2003.

David Dewhurst

President of the Senate

Jim Caddick

Speaker of the House

I certify that H.B. No. 2148 was passed by the House on May 10, 2003, by the following vote: Yeas 143, Nays 0, 2 present, not voting.

Robert Haney
Chief Clerk of the House

I certify that H.B. No. 2148 was passed by the Senate on May 28, 2003, by the following vote: Yeas 31, Nays 0.

Ratsy Gaud
Secretary of the Senate

APPROVED: 20 JUN '03

Date

Rick Perry
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
10:30 PM O'CLOCK

June Shea
Secretary of State