

BILL ANALYSIS

Senate Research Center

S.B. 1195
By: Lucio
Jurisprudence
4-22-97
Committee Report (Amended)

DIGEST

Currently, the law does not provide form specifications for the recording of certain legal instruments. This bill will provide form specifications for the recording of certain legal instruments.

PURPOSE

As proposed, S.B. 1195 provides form specifications for the recording of certain legal instruments.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 191.007(b), Local Government Code, to require a page, among other requirements, to be a single sheet no wider than 8 ½ inches and no longer than 14 inches and have at the top, bottom, and sides at least a one-inch margin unless specified otherwise in this chapter, and be suitable otherwise for reproducing from it a readable record by electronic imaging used in the office of the county clerk.

SECTION 2. Amends Chapter 191, Local Government Code, by adding Section 191.009, as follows:

Sec. 191.009. RECORDER'S INDEX INFORMATION. Sets forth regulations regarding the recording of instruments by the county clerk in the official public records of real property. Provides that the only instruments exempt from the provisions of this section are federal tax liens, release of federal tax liens, state tax liens, release of state tax liens, and standard financing statements.

SECTION 3. Effective date: January 1, 1998.

SECTION 4. Emergency clause.

SUMMARY OF COMMITTEE CHANGES

Amendment 1.

Page 3, lines 17-19, strike "An additional page fee of \$2, as determined under Section 118.011(2), shall be collected for recording the cover sheet." and replace it with "No additional page fee as determined under Section 118.011(2), shall be collected for recording the cover sheet."