CHAPTER 1095

H.B. No. 3613

AN ACT

relating to the release of delinquent tax liens on manufactured homes.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 32.015(a), Tax Code, is amended to read as follows:

(a) On payment of the taxes, penalties, and interest for a year for which a valid tax lien has been recorded on the title records of the department, the collector for the taxing unit shall issue a tax certificate showing no taxes due or a tax paid receipt for such year to the person making payment. When the tax certificate showing no taxes due or tax paid receipt is filed with the department or when no suit to collect a personal property tax lien has been filed and the lien has been delinquent for more than four years, the tax lien is extinguished and canceled and shall be removed from the title records of the manufactured home. The collector for a taxing unit may not refuse to issue a tax paid receipt to the person who offers to pay the taxes, penalties, and interest for a particular year or years, even though taxes may also be due for another year or other years.

SECTION 2. The heading to Section 1201.219, Occupations Code, is amended to read as follows:

Sec. 1201.219. PERFECTION, [AND] EFFECT, AND RELEASE OF LIENS.

SECTION 3. Section 1201.219, Occupations Code, is amended by amending Subsection (d) and adding Subsections (e), (f), (g), and (h) to read as follows:

(d) A tax lien on a manufactured home not held in a retailer’s inventory is perfected only by filing with the department the notice of the tax lien on a form provided by the department in accordance with the requirements of Chapter 32, Tax Code. The form must require the disclosure of the original dollar amount of the tax lien and the name and address of the person in whose name the manufactured home is listed on the tax roll. The department shall disclose on its Internet website the date of each tax lien filing, the original amount of the tax lien claimed by each filing, and the fact that the amount shown does not include additional sums, including interest, penalties, and attorney’s fees. The statement required by Section 1201.205(7) is notice to all persons that the tax lien exists. A tax lien recorded with the department has priority over another lien or claim against the manufactured home. Tax liens shall be filed by the tax collector for any taxing unit having the power to tax the manufactured home. A single filing by a tax collector is a filing for all the taxing units for which the tax collector is empowered to collect.

(e) A tax lien perfected with the department may be released only by:

(1) filing with the department a tax certificate or tax paid receipt in accordance with Section 32.015, Tax Code;

(2) filing a request for the release with the department on the form provided by the department;

(3) following the department’s procedures for electronic tax lien release on the department’s Internet website;

(4) a tax collector filing a tax lien release with the department as provided by Subsection (f); or

(5) the department in the manner provided by Subsection (h).

(f) On request by any person, a tax collector shall file a tax lien release with the department if the four-year statute of limitations to file a suit for collection of personal property taxes in Section 33.05(a)(1), Tax Code, has expired.

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(g) The department may request that a tax collector confirm that no tax suit has been timely filed on any manufactured home tax lien more than four years in delinquency. The department may make a request under this subsection electronically, and a taxing authority may provide notice of the existence or absence of a timely filed tax suit electronically.

(h) The department shall remove from a manufactured home's statement of ownership and location a reference to any tax lien delinquent more than four years for which no suit has been timely filed in accordance with Section 33.05(a)(1), Tax Code, if:

(1) a tax collector confirms no suit has been filed; or

(2) the department:
   (A) has submitted to a tax collector two requests under Subsection (g) sent not fewer than 15 days apart; and
   (B) has not received any response from the tax collector before the 60th day after the tax collector's receipt of the second request.

SECTION 4. This Act takes effect September 1, 2013.

Passed by the House on May 2, 2013: Yeas 147, Nays 0, 2 present, not voting; passed by the Senate on May 22, 2013: Yeas 31, Nays 0.

Approved June 14, 2013.
Effective September 1, 2013.

CHAPTER 1096

H.B. No. 3640

AN ACT
relating to the creation of an extension center of the Texas State Technical College System.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 135.02(a), Education Code, is amended to read as follows:

(a) The Texas State Technical College System is composed of:

(1) a system office located in the city of Waco in McLennan County;
(2) a campus located in the city of Harlingen in Cameron County;
(3) a campus serving West Texas that operates as a collective unit of strategically positioned permanent locations in the city of Sweetwater in Nolan County, the city of Abilene in Taylor County, the city of Brownwood in Brown County, and the city of Breckenridge in Stephens County;
(4) a campus located in the city of Marshall in Harrison County;
(5) a campus located in the city of Waco in McLennan County;
(6) an extension center located in Ellis County; and
(7) [46] campuses assigned to the system from time to time by specific legislative Act.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2013.

Passed by the House on May 2, 2013: Yeas 142, Nays 5, 2 present, not voting; passed by the Senate on May 22, 2013: Yeas 31, Nays 0.

Approved June 14, 2013.
Effective September 1, 2013.