

1-1 By: Zaffirini S.B. No. 1420
 1-2 (In the Senate - Filed March 1, 2019; March 14, 2019, read
 1-3 first time and referred to Committee on State Affairs;
 1-4 April 8, 2019, reported favorably by the following vote: Yeas 9,
 1-5 Nays 0; April 8, 2019, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Huffman	X			
1-8 Hughes	X			
1-9 Birdwell	X			
1-10 Creighton	X			
1-11 Fallon	X			
1-12 Hall	X			
1-13 Lucio	X			
1-14 Nelson	X			
1-15 Zaffirini	X			

1-17 A BILL TO BE ENTITLED
 1-18 AN ACT

1-19 relating to recovery of the funds of an estate delivered to the
 1-20 comptroller.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Section 551.003(b), Estates Code, is amended to
 1-23 read as follows:

1-24 (b) Recovery of [~~An action to recover~~] the proceeds of a
 1-25 sale under this section is governed by Subchapter B.

1-26 SECTION 2. Section 551.051, Estates Code, is amended to
 1-27 read as follows:

1-28 Sec. 551.051. RECOVERY OF FUNDS. If funds of an estate have
 1-29 been paid to the comptroller under this chapter, an heir or devisee
 1-30 or an assignee of an heir or devisee may recover the share of the
 1-31 funds to which the heir, devisee, or assignee is entitled by filing
 1-32 a claim with the comptroller in the manner provided by Chapter 74,
 1-33 Property Code, for property delivered to the comptroller under that
 1-34 chapter.

1-35 SECTION 3. Section 74.501(e), Property Code, is amended to
 1-36 read as follows:

1-37 (e) Except as provided by Subsection (f) or Section 551.051,
 1-38 Estates Code, the comptroller may not pay to the following persons a
 1-39 claim to which this section applies:

1-40 (1) a creditor, a judgment creditor, a lienholder, or
 1-41 an assignee of the reported owner or of the owner's heirs; or

1-42 (2) a person holding a power of attorney from the
 1-43 reported owner or the owner's heirs.

1-44 SECTION 4. Sections 551.052, 551.053, 551.054, and 551.055,
 1-45 Estates Code, are repealed.

1-46 SECTION 5. This Act takes effect September 1, 2019.

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