

1-1 By: Zaffirini S.B. No. 1839
1-2 (In the Senate - Filed March 3, 2025; March 13, 2025, read
1-3 first time and referred to Committee on Jurisprudence;
1-4 April 7, 2025, reported adversely, with favorable Committee
1-5 Substitute by the following vote: Yeas 4, Nays 0; April 7, 2025,
1-6 sent to printer.)

1-7	COMMITTEE VOTE				
1-8		Yea	Nay	Absent	PNV
1-9	Hughes	X			
1-10	Johnson	X			
1-11	Creighton			X	
1-12	Hinojosa of Hidalgo	X			
1-13	Middleton	X			

1-14 COMMITTEE SUBSTITUTE FOR S.B. No. 1839 By: Johnson

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to the delivery of records, including a will, in probate
1-18 proceedings transferred to other courts.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Section 33.105, Estates Code, is amended by
1-21 amending Subsection (a) and adding Subsection (a-1) to read as
1-22 follows:

1-23 (a) If a probate proceeding is transferred to a court in
1-24 another county under this chapter, the clerk of the transferring
1-25 court shall send to the clerk of the court to which the proceeding
1-26 is transferred:

1-27 (1) [~~7~~] using the electronic filing system established
1-28 under Section 72.031, Government Code:

1-29 (A) [~~(1)~~] a transfer certificate and index of
1-30 transferred documents;

1-31 (B) [~~(2)~~] a copy of each final order;

1-32 (C) [~~(3)~~] a copy of the order of transfer signed
1-33 by the transferring court;

1-34 (D) [~~(4)~~] a copy of the original papers filed in
1-35 the transferring court~~[, including a copy of any will]~~;

1-36 (E) [~~(5)~~] a copy of the transfer certificate and
1-37 index of transferred documents from each previous transfer; and

1-38 (F) [~~(6)~~] a bill of any costs accrued in the
1-39 transferring court; and

1-40 (2) by a qualified delivery method, the original will,
1-41 or the paper copy of the will offered under Section 256.156 to prove
1-42 a will that cannot be produced in court, as applicable.

1-43 (a-1) If applicable, the applicant who requested to
1-44 transfer a probate proceeding shall pay the cost of delivery under
1-45 Subsection (a)(2).

1-46 SECTION 2. Section 33.105, Estates Code, as amended by this
1-47 Act, applies to a proceeding that is pending or commenced on or
1-48 after the effective date of this Act.

1-49 SECTION 3. This Act takes effect September 1, 2025.

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