

AN ACT

relating to forms for creating or revoking a transfer on death deed.

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

SECTION 1. Section 22.020(a), Government Code, is amended by adding Subdivision (3) to read as follows:

(3) "Transfer on death deed" has the meaning assigned by Section 114.002, Estates Code.

SECTION 2. Section 22.020(b), Government Code, is amended to read as follows:

(b) The supreme court shall, as the court considers appropriate, promulgate:

(1) forms for use by individuals representing themselves in certain probate matters, including forms for use in:

(A) a small estate affidavit proceeding under Chapter 205, Estates Code; and

(B) the probate of a will as a muniment of title under Chapter 257, Estates Code;

(2) a simple will form for:

(A) a married individual with an adult child;

(B) a married individual with a minor child;

(C) a married individual with no children;

(D) an unmarried individual with an adult child;

(E) an unmarried individual with a minor child;

and

1 (F) an unmarried individual with no children;

2 (2-a) a form for use to create a transfer on death deed
3 and a form for use to create an instrument of revocation of a
4 transfer on death deed under Chapter 114, Estates Code; and

5 (3) instructions for the proper use of each form or set
6 of forms.

7 SECTION 3. The following provisions of the Estates Code are
8 repealed:

9 (1) Section 114.002(b); and

10 (2) Subchapter D, Chapter 114.

11 SECTION 4. The repeal of Subchapter D, Chapter 114, Estates
12 Code, by this Act does not affect the validity of a transfer on
13 death deed or a cancellation of a transfer on death deed executed
14 before, on, or after the effective date of this Act.

15 SECTION 5. This Act takes effect September 1, 2019.

S.B. No. 874

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 874 passed the Senate on April 11, 2019, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

I hereby certify that S.B. No. 874 passed the House on May 14, 2019, by the following vote: Yeas 141, Nays 0, two present not voting.

Chief Clerk of the House

Approved:

Date

Governor