

By: Schofield

H.B. No. 2919

A BILL TO BE ENTITLED

AN ACT

relating to instances in which a judgment becomes dormant.

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

SECTION 1. Section 34.001, Civil Practice and Remedies Code is amended to read as follows:

Sec. 34.001. NO EXECUTION ON DORMANT JUDGMENT. (a) If a writ ~~of execution~~ is not issued or a turnover receiver appointed within 10 years after the rendition of a judgment of a court of record or a justice court, the judgment is dormant and execution may not be issued on the judgment unless it is revived.

(b) If a writ ~~of execution~~ is issued or a receiver appointed within 10 years after rendition of a judgment but a ~~second~~ subsequent writ or receiver is not issued within 10 years after issuance of the ~~first~~ previous writ, the judgment becomes dormant. ~~A second~~ Subsequent writs or receiver appointments may be issued at any time within 10 years after issuance of the ~~first~~ previous writ or appointment of a receiver.

(c) This section does not apply to a judgment for child support under the Family Code.

SECTION 2. The change in law made by this Act applies to the renewal of any judgment, regardless of whether the judgment was entered before, on, or after the effective date of this Act.

SECTION 3. This Act takes effect September 1, 2021.