

By: Manuel

H.B. No. 2094

A BILL TO BE ENTITLED

AN ACT

1
2 relating to a court order for the exclusive occupancy of the
3 residence by a spouse during the pendency of a suit for dissolution
4 of a marriage.

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

6 SECTION 1. Section 6.502, Family Code, is amended by adding
7 Subsections (d) and (e) to read as follows:

8 (d) While a suit for dissolution of a marriage is pending
9 and on the motion of a party, the court shall render an appropriate
10 order awarding the party exclusive occupancy of the residence
11 during the pendency of the suit under Subsection (a)(6) if the
12 adverse party has, during the pendency of the suit or in the
13 three-year period preceding the date the suit was filed, been
14 convicted of or placed on deferred adjudication community
15 supervision for:

16 (1) a felony offense under Title 5, Penal Code, for
17 which the court has made an affirmative finding that the offense
18 involved family violence under Article 42.013, Code of Criminal
19 Procedure, that was committed against the party filing the motion
20 or a member of that party's family or household; or

21 (2) an offense under Section 25.11, Penal Code,
22 committed against the party filing the motion or a member of that
23 party's family or household.

24 (e) In this section:

1 (1) "Family" has the meaning assigned by Section
2 [71.003.](#)

3 (2) "Household" has the meaning assigned by Section
4 [71.005.](#)

5 SECTION 2. The change in law made by this Act applies to a
6 suit for dissolution of a marriage that is pending in a trial court
7 on the effective date of this Act or that is filed on or after the
8 effective date of this Act.

9 SECTION 3. This Act takes effect September 1, 2023.