

By: Elkins

H.B. No. 3429

A BILL TO BE ENTITLED

AN ACT

relating to protection of lienholders with respect to wage liens.

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

SECTION 1. Section 61.0825, Labor Code, is amended to read as follows:

Sec. 61.0825. PRIORITY OF LIEN. A lien established under this subchapter is superior to any other lien on the same property, with the exception of a lien for ad valorem taxes. Any owner or lienholder of record must be provided written notice of a wage lien by certified mail or registered mail addressed to the owner or lienholder's address set forth in the recorded documents, and to its registered agent if one has been appointed, and an opportunity of ninety (90) days thereafter to pay the wage lien or to file suit contesting the lien.

SECTION 2. This Act takes effect September 1, 2005.