

By: Anchia

H.B. No. 4296

A BILL TO BE ENTITLED

AN ACT

relating to the collection of certain judgments through court proceeding.

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

SECTION 1. Section 31.002(a), Civil Practice and Remedies Code, is amended to read as follows:

(a) A judgment creditor is entitled to aid from a court of appropriate jurisdiction through injunction or other means in order to reach property to obtain satisfaction on the judgment ~~[if the judgment debtor owns property, including present or future rights to property, that:~~

~~[(1) cannot readily be attached or levied on by ordinary legal process; and~~

~~[(2) is not exempt from attachment, execution, or seizure for the satisfaction of liabilities].~~

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2009.