

By: Harper-Brown

H.B. No. 2525

A BILL TO BE ENTITLED

AN ACT

relating to a mechanic's and materialman's lien for landscaping.

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

SECTION 1. Section 53.021(d), Property Code, is amended to read as follows:

d) A person who provides labor, ~~[plant]~~ material, or other supplies for ~~[the installation of]~~ landscaping, irrigation, water control, or related items for a house, building, or improvement, ~~[including the construction of a retention pond, retaining wall, berm, irrigation system, fountain, or other similar installation,]~~ under or by virtue of a ~~[written]~~ contract with the owner or the owner's agent, contractor, subcontractor, trustee, or receiver has a lien on the property.

SECTION 2. The change in law made by this Act applies only to a lien claim arising under Section 53.021(d) on or after the effective date of this Act. A lien claim arising under Section 53.021(d) before the effective date of this Act is governed by the law as it existed immediately before that date, and that law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 2011.