

1-1 By: Duncan S.B. No. 397
1-2 (In the Senate - Filed February 5, 2013; February 13, 2013,
1-3 read first time and referred to Committee on State Affairs;
1-4 February 27, 2013, reported favorably by the following vote:
1-5 Yeas 8, Nays 0; February 27, 2013, sent to printer.)

1-6	COMMITTEE VOTE			
1-7		Yea	Nay	Absent
1-8	Duncan	X		PNV
1-9	Deuell	X		
1-10	Ellis	X		
1-11	Fraser	X		
1-12	Huffman			X
1-13	Lucio	X		
1-14	Nichols	X		
1-15	Van de Putte	X		
1-16	Williams	X		

1-17 A BILL TO BE ENTITLED
1-18 AN ACT

1-19 relating to the statute of limitations for an action on a credit
1-20 card account.

1-21 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-22 SECTION 1. Subsection (c), Section 16.004, Civil Practice
1-23 and Remedies Code, is amended to read as follows:

1-24 (c) A person must bring suit against his partner for a
1-25 settlement of partnership accounts, and must bring an action on an
1-26 open, ~~or~~ stated, or credit card account, or on a mutual and
1-27 current account concerning the trade of merchandise between
1-28 merchants or their agents or factors, not later than four years
1-29 after the day that the cause of action accrues. For purposes of
1-30 this subsection, the cause of action accrues on the day that the
1-31 dealings in which the parties were interested together cease or, in
1-32 the case of a credit card account, the date the account was charged
1-33 off.

1-34 SECTION 2. The change in law made by this Act applies only
1-35 to the limitations period for an action on a credit card account on
1-36 which a payment or charge is made on or after the effective date of
1-37 this Act. The limitations period for an action on a credit card
1-38 account on which a payment or charge is not made on or after the
1-39 effective date of this Act is governed by the law in effect
1-40 immediately before the effective date of this Act, and that law is
1-41 continued in effect for that purpose.

1-42 SECTION 3. This Act takes effect September 1, 2013.

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