By:  Huberty (Senate Sponsor - Springer) H.B. No. 900

(In the Senate - Received from the House April 19, 2021; May 6, 2021, read first time and referred to Committee on Business & Commerce; May 20, 2021, reported favorably by the following vote: Yeas 8, Nays 1; May 20, 2021, sent to printer.)

COMMITTEE VOTE

                    Yea Nay Absent  PNV

Hancock              X

Nichols              X

Campbell             X

Creighton            X

Johnson              X

Menéndez             X

Paxton               X

Schwertner           X

Whitmire                 X

A BILL TO BE ENTITLED

AN ACT

relating to the liability of a landlord for damages resulting from the execution of a writ of possession in an eviction suit.

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

SECTION 1.  Section 24.0061, Property Code, is amended by adding Subsection (i) to read as follows:

(i)  A landlord is not liable for damages to the tenant resulting from the execution of a writ of possession by an officer under this section.

SECTION 2.  Section 24.0061(i), Property Code, as added by this Act, applies only to the execution of a writ of possession issued in an eviction suit filed on or after the effective date of this Act. Execution of a writ of possession issued in an eviction suit filed before the effective date of this Act is governed by the law in effect immediately before the effective date of this Act, and that law is continued in effect for that purpose.

SECTION 3.  This Act takes effect September 1, 2021.

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