

1-1 By: Dutton (Senate Sponsor - Zaffirini) H.B. No. 2240
1-2 (In the Senate - Received from the House May 6, 2025;
1-3 May 7, 2025, read first time and referred to Committee on
1-4 Jurisprudence; May 23, 2025, rereferred to Committee on State
1-5 Affairs; May 25, 2025, reported favorably by the following vote:
1-6 Yeas 10, Nays 0; May 25, 2025, sent to printer.)

1-7 COMMITTEE VOTE

1-8	Yea	Nay	Absent	PNV
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16			X	
1-17	X			
1-18	X			
1-19	X			

1-20 A BILL TO BE ENTITLED
1-21 AN ACT

1-22 relating to certain void marriages.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 6.202(b), Family Code, is amended to
1-25 read as follows:

1-26 (b) The later marriage that is void under this section
1-27 becomes valid when the prior marriage is dissolved if, after the
1-28 date of the dissolution, the parties have lived together as husband
1-29 and wife and represented themselves to others as being married,
1-30 unless a putative spouse:

1-31 (1) did not know that the later marriage was entered
1-32 into when the other party had an existing marriage;

1-33 (2) has not lived together with the other party as
1-34 spouses or represented himself or herself as married since the date
1-35 the putative spouse knew the later marriage was entered into when
1-36 the other party had an existing marriage; and

1-37 (3) files a suit to declare the later marriage void not
1-38 later than the 30th day after the date the putative spouse knew that
1-39 the later marriage was entered into when the other party had an
1-40 existing marriage.

1-41 SECTION 2. Chapter 9, Family Code, is amended by adding
1-42 Subchapter E to read as follows:

1-43 SUBCHAPTER E. DECLARING A DECREE VOID

1-44 Sec. 9.401. LACK OF JURISDICTION. (a) A decree of divorce
1-45 or annulment is void if the court rendering the decree lacked
1-46 jurisdiction at the time the decree was rendered.

1-47 (b) A putative spouse may file a suit to declare a decree of
1-48 divorce or annulment void under Subsection (a).

1-49 SECTION 3. This Act takes effect immediately if it receives
1-50 a vote of two-thirds of all the members elected to each house, as
1-51 provided by Section 39, Article III, Texas Constitution. If this
1-52 Act does not receive the vote necessary for immediate effect, this
1-53 Act takes effect September 1, 2025.

1-54 * * * * *