

Chapter 996

H.B. No. 1066

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:

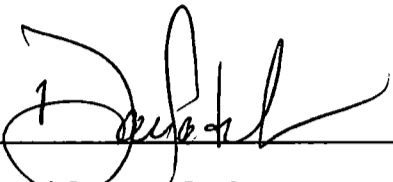
(a) A judgment creditor is entitled to aid from a court of appropriate jurisdiction through injunction or other means in order to reach property to obtain satisfaction on the judgment if the judgment debtor owns property, including present or future rights to property, that

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

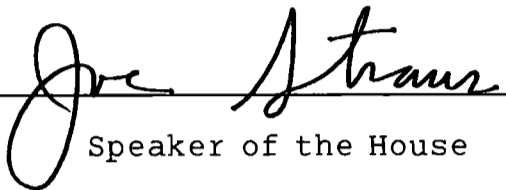
~~[(2)]~~ is not exempt from attachment, execution, or seizure for the satisfaction of liabilities.

SECTION 2. The change in law made by this Act applies to the collection of any judgment, regardless of whether the judgment was entered before, on, or after the effective date of this Act.

SECTION 3. 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, 2017.



President of the Senate

H.B. No. 1066


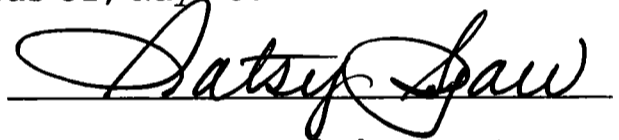
Speaker of the House

I certify that H.B. No. 1066 was passed by the House on May 6, 2017, by the following vote: Yeas 142, Nays 0, 2 present, not voting.



Chief Clerk of the House

I certify that H.B. No. 1066 was passed by the Senate on May 24, 2017, by the following vote: Yeas 31, Nays 0.




Secretary of the Senate

APPROVED: 6-13-2017
Date



Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3 PM O'CLOCK

JUN 15 2017


Secretary of State

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

May 11, 2017

TO: Honorable Joan Huffman, Chair, Senate Committee on State Affairs

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB1066 by Thompson, Senfronia (Relating to the collection of certain judgments through court proceeding.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend the Civil Practice and Remedies Code to remove language requiring a showing that a judgment debtor's property cannot be attached or levied by ordinary legal process before a judgment creditor can obtain other judicial assistance, such as injunction, in reaching property sufficient to satisfy the judgment. Based on the analysis of the Office of Court Administration, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council

LBB Staff: UP, AG, LBO, GDz

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

April 17, 2017

TO: Honorable John T. Smithee, Chair, House Committee on Judiciary & Civil Jurisprudence

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB1066 by Thompson, Senfronia (Relating to the collection of certain judgments through court proceeding.), **As Introduced**

No significant fiscal implication to the State is anticipated.

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