

Bill Number: TX81RHB 669

Date: 05-23-2009

ENROLLED

1 AN ACT
2 relating to liability arising out of the filing of a mechanic's,
3 contractor's, or materialman's lien.

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

5 SECTION 1. Section 12.002, Civil Practice and Remedies
6 Code, is amended by adding Subsection (c) to read as follows:

7 (c) A person claiming a lien under Chapter 53, Property
8 Code, is not liable under this section for the making,
9 presentation, or use of a document or other record in connection
10 with the assertion of the claim unless the person acts with intent
11 to defraud.

12 SECTION 2. The change in law made by this Act applies only
13 to a cause of action that accrues on or after the effective date of
14 this Act. A cause of action that accrues before the effective date
15 of this Act is governed by the law in effect immediately before that
16 date, and that law is continued in effect for that purpose.

17 SECTION 3. This Act takes effect September 1, 2009.

President of the Senate

Speaker of the House

I certify that H.B. No. 669 was passed by the House on April
24, 2009, by the following vote: Yeas 137, Nays 0, 1 present, not
voting.

Chief Clerk of the House

I certify that H.B. No. 669 was passed by the Senate on May 21, 2009, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor