

1-1 By: Hayes, et al. (Senate Sponsor - Hughes) H.B. No. 2960
1-2 (In the Senate - Received from the House April 29, 2025;
1-3 May 5, 2025, read first time and referred to Committee on State
1-4 Affairs; May 15, 2025, reported favorably by the following vote:
1-5 Yeas 11, Nays 0; May 15, 2025, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
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 A BILL TO BE ENTITLED
1-20 AN ACT

1-21 relating to choice of law and venue for certain construction
1-22 contracts.

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

1-24 SECTION 1. The heading to Section 272.001, Business &
1-25 Commerce Code, is amended to read as follows:

1-26 Sec. 272.001. CERTAIN ~~[VOIDABLE]~~ CONTRACT PROVISIONS VOID
1-27 ~~[PROVISION]~~.

1-28 SECTION 2. Section 272.001, Business & Commerce Code, is
1-29 amended by amending Subsection (b) and adding Subsection (c) to
1-30 read as follows:

1-31 (b) If a construction contract or an agreement collateral to
1-32 or affecting the construction contract contains a provision making
1-33 the contract or agreement or any conflict arising under the
1-34 contract or agreement subject to another state's law, litigation in
1-35 the courts of another state, or arbitration in another state, that
1-36 provision is void as against public policy ~~[voidable by a party~~
1-37 ~~obligated by the contract or agreement to perform the work that is~~
1-38 ~~the subject of the construction contract]~~.

1-39 (c) To the extent that a venue provision in a contract is
1-40 void under Subsection (b), unless the parties stipulate to another
1-41 venue after the dispute arises, an action arising out of the
1-42 contract shall be brought only in this state in the county in which
1-43 the property that is the subject of the litigation is located.

1-44 SECTION 3. Section 15.020(d), Civil Practice and Remedies
1-45 Code, is amended to read as follows:

1-46 (d) This section does not apply to an action if:

1-47 (1) the agreement described by this section was
1-48 unconscionable at the time that it was made;

1-49 (2) the agreement regarding venue is void ~~[voidable]~~
1-50 under Chapter 272, Business & Commerce Code; or

1-51 (3) venue is established under a statute of this state
1-52 other than this title.

1-53 SECTION 4. The changes in law made by this Act apply only to
1-54 a contract that is entered into or renewed on or after the effective
1-55 date of this Act.

1-56 SECTION 5. This Act takes effect September 1, 2025.

1-57 * * * * *