

# CONFERENCE COMMITTEE REPORT FORM

Austin, Texas

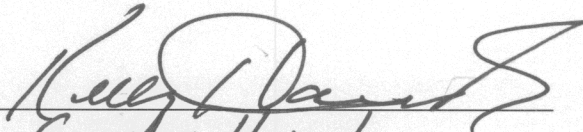
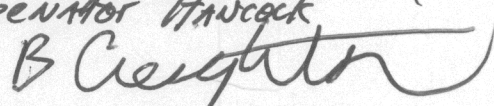
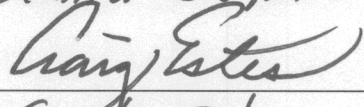
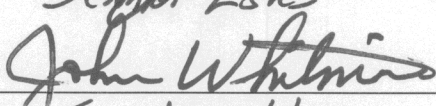
May 27, 2017  
Date

Honorable Dan Patrick  
President of the Senate

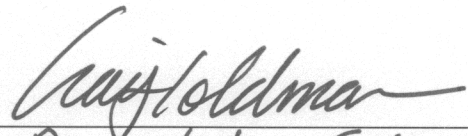
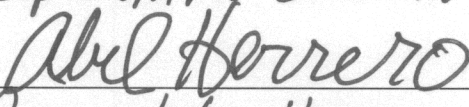

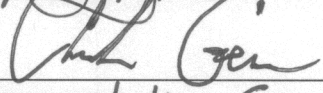
Honorable Joe Straus  
Speaker of the House of Representatives

Sirs:

We, Your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on HB 3879 have had the same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

  
\_\_\_\_\_  
Senator Hancock  
  
\_\_\_\_\_  
Senator Creighton  
  
\_\_\_\_\_  
Senator Estes  
  
\_\_\_\_\_  
Senator Whitmire

On the part of the Senate

  
\_\_\_\_\_  
Representative Goldman  
  
\_\_\_\_\_  
Representative Herrero  
  
\_\_\_\_\_  
Representative Shine  
  
\_\_\_\_\_  
Representative Geren

On the part of the House

## Note to Conference Committee Clerk:

Please type the names of the members of the Conference Committee under the lines provided for signature. Those members desiring to sign the report should sign each of the six copies. Attach a copy of the Conference Committee Report and a Section by Section side by side comparison to each of the six reporting forms. The original and two copies are filed in house of origin of the bill, and three copies in the other house.



# CONFERENCE COMMITTEE REPORT

3<sup>rd</sup> Printing

H.B. No. 3879

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to nonlawyer representation in an appeal of an eviction  
3 suit.

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

5 SECTION 1. Section 24.011, Property Code, is amended to  
6 read as follows:

7 Sec. 24.011. NONLAWYER REPRESENTATION. (a) In eviction  
8 suits in justice court for nonpayment of rent or holding over beyond  
9 a rental term, the parties may represent themselves or be  
10 represented by their authorized agents, who need not be attorneys.  
11 In any eviction suit in justice court, an authorized agent  
12 requesting or obtaining a default judgment need not be an attorney.

13 (b) In an appeal of an eviction suit for nonpayment of rent  
14 in a county or district court, an owner of a multifamily residential  
15 property may be represented by the owner's authorized agent, who  
16 need not be an attorney, or, if the owner is a corporation or other  
17 entity, by an employee, owner, officer, or partner of the entity,  
18 who need not be an attorney.

19 SECTION 2. The change in law made by this Act applies only  
20 to an appeal taken on or after the effective date of this Act.

21 SECTION 3. This Act takes effect September 1, 2017.

**House Bill 3879**  
Conference Committee Report  
Section-by-Section Analysis

HOUSE VERSION

SENATE VERSION (CS)

CONFERENCE

SECTION 1. Amends Section 24.011, Property Code, by adding Subsection (b) to read as follows and making a conforming change:

(b) In an appeal of an eviction suit for nonpayment of rent in a county or district court, *an owner of a multifamily residential property* may be represented by the *owner's* authorized agent, who need not be an attorney, *or*, if the *owner* is a corporation or other entity, by an employee, owner, officer, or partner of the entity, who need not be an attorney.

SECTION 2. The change in law made by this Act applies only to an appeal taken on or after the effective date of this Act.

SECTION 3. This Act takes effect September 1, 2017.

SECTION 1. Same as House version except as follows:

(b) In an appeal of an eviction suit for nonpayment of rent in a county or district court, *the parties may represent themselves, or a party* may be represented by the *party's* authorized agent, who need not be an attorney, *including*, if the *party* is a corporation or other entity, by an employee, owner, officer, or partner of the entity, who need not be an attorney.

SECTION 2. Same as House version.

SECTION 3. Same as House version.

SECTION 1. Same as House version.

SECTION 2. Same as House version.

SECTION 3. Same as House version.

**LEGISLATIVE BUDGET BOARD**  
**Austin, Texas**

**FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION**

**May 27, 2017**

**TO:** Honorable Dan Patrick, Lieutenant Governor, Senate  
Honorable Joe Straus, Speaker of the House, House of Representatives

**FROM:** Ursula Parks, Director, Legislative Budget Board

**IN RE:** **HB3879** by Goldman (Relating to nonlawyer representation in an appeal of an eviction suit.), **Conference Committee Report**

**No fiscal implication to the State is anticipated.**

**Local Government Impact**

No fiscal implication to units of local government is anticipated.


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

**LBB Staff:** UP, CL, GG, BM

**Certification of Compliance with  
Rule 13, Section 6(b), House Rules of Procedure**

Rule 13, Section 6(b), House Rules of Procedure, requires a copy of a conference committee report signed by a majority of each committee of the conference to be furnished to each member of the committee in person or, if unable to deliver in person, by placing a copy in the member's newspaper mailbox at least one hour before the report is furnished to each member of the house under Rule 13, Section 10(a). The paper copies of the report submitted to the chief clerk under Rule 13, Section 10(b), must contain a certificate that the requirement of Rule 13, Section 6(b), has been satisfied, and that certificate must be attached to the copy of the report furnished to each member under Rule 13, Section 10(d). Failure to comply with this requirement is not a sustainable point of order under Rule 13.

I certify that a copy of the conference committee report on HR 3879 was furnished to each member of the conference committee in compliance with Rule 13, Section 6(b), House Rules of Procedure, before submission of the paper copies of the report to the chief clerk under Rule 13, Section 10(b), House Rules of Procedure.

  
(name)

May 27 2017  
(date)

17R337(3)