

BILL ANALYSIS

Senate Research Center
79R1362 QS-F

S.B. 438
By: Gallegos
Jurisprudence
2/18/2005
As Filed

AUTHOR'S/SPONSOR'S STATEMENT OF INTENT

Currently, citations may be served in any manner authorized for service of citation in a district court, county court, or justice court. However, Section 28.013(b), Government Code, requires a small claims court to use a state officer to deliver any citations. It is redundant and conflicts with other provisions in the statute. As proposed, S.B. 438 repeals Section 28.013(b).

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Repealer: Section 28.013(b) (Citation), Government Code.

SECTION 2. Makes application of this Act prospective.

SECTION 3. Effective date: September 1, 2005.