

## **BILL ANALYSIS**

Senate Research Center  
81R4004 KSD-F

S.B. 2197  
By: Williams  
Jurisprudence  
4/6/2009  
As Filed

### **AUTHOR'S / SPONSOR'S STATEMENT OF INTENT**

Some constables in Texas avoid serving civil process while on duty in order to carry out the same activities off-duty for pay.

As proposed, S.B. 2197 provides that civil process served by a constable in the constable's county is considered served in the constable's official capacity.

### **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. Amends Section 86.021(d), Local Government Code, to provide that civil process served by a constable in the constable's county is considered served in the constable's official capacity. Requires that any fee received by a constable for serving civil process in the constable's county be deposited with the county treasurer.

SECTION 2. Provides that the changes in law made by this Act to Section 86.021(d), Local Government Code, apply to all process served on or after the effective date of this Act, without regard to whether the process was issued before, on, after that date.

SECTION 3. Effective date: September 1, 2009.