By: Uresti S.B. No. 1022

A BILL TO BE ENTITLED

1 AN ACT

2 relating to an unsworn declaration made by a private process server

3 in the performance of the server's job duties.

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

5 SECTION 1. Section 132.001, Civil Practice and Remedies

6 Code, is amended by amending Subsection (d) and adding Subsection

7 (g) to read as follows:

8 (d) Except as provided by Subsections (e), [and] (f), and

9 (g), an unsworn declaration made under this section must include a

10 jurat in substantially the following form:

11 "My name is _____ _____ _____, my

12 (First) (Middle)   (Last)

13 date of birth is _____, and my address is

14 _____, _____, _____, _____,

15 (Street)   (City)   (State)   (Zip Code)

16 and _____. I declare under penalty of

17 (Country)

18 perjury that the foregoing is true and correct.

19 Executed in _____ County, State of _____, on

20 the _____ day of _____, _____.

21 (Month)   (Year)

22 _____

23 Declarant"

24 (g) An unsworn declaration made under this section by a

1

1 private process server in the performance of the server's job

2 duties must include a jurat in substantially the following form:

3   "My name is _____ _____ _____,

4   (First)   (Middle)   (Last)

5   and I am a private process server with the following

6   Judicial   Branch   Certification   Commission

7   identification number: _____. I am

8   executing this declaration as part of my assigned

9   duties and responsibilities. I declare under penalty

10   of perjury that the foregoing is true and correct.

11   Executed   in _____ County, State of

12   _____, on the _____ day of _____, _____.

13   (Month) (Year)

14

15   Declarant"

16   SECTION 2. Section 132.001(g), Civil Practice and Remedies

17 Code, as added by this Act, applies only to an unsworn declaration

18 executed on or after the effective date of this Act. An unsworn

19 declaration executed before the effective date of this Act is

20 governed by the law in effect immediately before the effective date

21 of this Act, and that law is continued in effect for that purpose.

22   SECTION 3. This Act takes effect September 1, 2015.