

83R9241 SCL-D

By: Gooden

H.B. No. 2064

A BILL TO BE ENTITLED
AN ACT

relating to an unsworn declaration made by an employee of a state agency or political subdivision or a private process server in the performance of the employee's or server's job duties.

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

SECTION 1. Section 132.001, Civil Practice and Remedies Code, is amended by amending Subsection (d) and adding Subsections (f) and (g) to read as follows:

(d) Except as provided by Subsections [~~Subsection~~] (e), (f), and (g), an unsworn declaration made under this section must include a jurat in substantially the following form:

"My name is _____, my
(First) (Middle) (Last)
date of birth is _____, and my address is
_____, _____, _____,
(Street) (City) (State) (Zip Code)
and _____. I declare under penalty of
(Country)
perjury that the foregoing is true and correct.
Executed in _____ County, State of _____, on
the _____ day of _____,
(Month) (Year)

Declarant"

(f) An unsworn declaration made under this section by an employee of a state agency or a political subdivision in the performance of the employee's job duties, must include a jurat in substantially the following form:

"My name is _____,
(First) (Middle) (Last)
and I am an employee of the following governmental
agency: _____. I am executing this
declaration as part of my assigned duties and
responsibilities. I declare under penalty of perjury
that the foregoing is true and correct.
Executed in _____ County, State of _____,
on the _____ day of _____,
(Month) (Year)

Declarant"

(g) An unsworn declaration made under this section by a private process server in the performance of the server's job duties, must include a jurat in substantially the following form:

"My name is _____,
(First) (Middle) (Last)
and I am a private process server with the following
Process Server Review Board identification number:
_____. I am executing this declaration
as part of my assigned duties and responsibilities. I
declare under penalty of perjury that the foregoing is
true and correct.
Executed in _____ County, State of _____,
on the _____ day of _____,
(Month) (Year)

SECTION 2. Sections 132.001(f) and (g), Civil Practice and Remedies Code, as added by this Act, apply only to an unsworn declaration executed on or after the effective date of this Act. An unsworn declaration executed before the effective date of this Act is governed by the law in effect immediately before the effective date of this Act, and that law is continued in effect for that purpose.

SECTION 3. This Act takes effect September 1, 2013.

Declarant"