

1-1 By: Metcalf (Senate Sponsor - Creighton) H.B. No. 1297
 1-2 (In the Senate - Received from the House April 12, 2021;
 1-3 April 19, 2021, read first time and referred to Committee on
 1-4 Jurisprudence; May 14, 2021, reported favorably by the following
 1-5 vote: Yeas 4, Nays 0; May 14, 2021, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Huffman	X			
1-8 Hinojosa	X			
1-9 Creighton			X	
1-10 Hughes	X			
1-11 Johnson	X			

1-13 A BILL TO BE ENTITLED
 1-14 AN ACT

1-15 relating to service of process on institutions and organizations in
 1-16 certain probate proceedings.

1-17 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-18 SECTION 1. Section 55.053, Estates Code, is amended to read
 1-19 as follows:

1-20 Sec. 55.053. SERVICE OF PROCESS. (a) For a will contest,
 1-21 the party contesting the will [~~The court~~] shall serve an
 1-22 institution or organization that is a necessary party to the
 1-23 contest under Section 55.052 in the manner provided by this title
 1-24 for service on other parties.

1-25 (b) For a will construction suit, the party bringing the
 1-26 suit shall serve an institution or organization that is a necessary
 1-27 party to the suit under Section 55.052 in the manner provided by
 1-28 this title for service on other parties.

1-29 SECTION 2. Section 55.053, Estates Code, as amended by this
 1-30 Act, applies only to a will contest or will construction suit that
 1-31 is instituted on or after the effective date of this Act. A will
 1-32 contest or will construction suit that was instituted before the
 1-33 effective date of this Act is governed by the law in effect on the
 1-34 date the contest or suit was instituted, and the former law is
 1-35 continued in effect for that purpose.

1-36 SECTION 3. This Act takes effect September 1, 2021.

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