

By: West

S.B. No. 1945

A BILL TO BE ENTITLED

AN ACT

relating to the personal liability of, and acceptance of service of citation by, an employee of the owner of real property or of a company that manages real property.

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

SECTION 1. Subsection (a), Section 250.003, Local Government Code, is amended to read as follows:

(a) An individual who is an employee of the owner of real property for which a citation for a violation of a county or municipal rule or ordinance is issued, or of a company that manages the property on behalf of the property owner, is not personally liable for criminal or civil penalties resulting from the violation if the individual provides the property owner's name, current street address, and telephone number to the enforcement official who issues the citation or the official's superior within 24 hours of the citation.

SECTION 2. Section 250.004, Local Government Code, is amended to read as follows:

Sec. 250.004. AGENT FOR SERVICE. The [~~If the property owner's street address is not in this state, the~~] employee of the owner or management company to whom a citation described by Section 250.003 is issued is considered the owner's agent for accepting service of the citation for the violation of the county or municipal rule or ordinance. Service of the citation on the agent has the

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1 same legal effect as service on the owner for the purpose of fines  
2 against the owner or the property, including a warrant or capias.

3 SECTION 3. This Act takes effect September 1, 2009.