

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

May 6, 2009

TO: Honorable Todd Hunter, Chair, House Committee on Judiciary & Civil Jurisprudence

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: HB397 by Hartnett (relating to rules regarding return of service.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Civil Practice and Remedies Code relating to rules regarding return of service. The bill would require the Supreme Court of Texas to adopt rules of civil procedure requiring a person serving process to complete a return of service. The bill further specifies some of the provisions that must be contained in the rules regarding return of service. To the extent the rules change would alter existing procedure for persons serving process, the change is not anticipated to increase the workload of the court system. According to the Office of Court Administration, the Supreme Court would be able to develop the rules within existing resources. The bill would take effect January 1, 2010.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council

LBB Staff: JOB, MN, JP, SD