

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 81ST LEGISLATIVE REGULAR SESSION

April 2, 2009

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

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

IN RE: HB1804 by Hughes (Relating to service of process for delinquent taxes on a nonresident.),
As Introduced

No significant fiscal implication to the State is anticipated.

The bill would amend the Civil Practice and Remedies Code related to delinquent taxes to apply regardless of whether the defendant has resided in Texas. The bill would require duplicate copies of the process issued by the clerk of the court to be served on the Secretary of State (SOS). SOS would be required to mail a copy of the process via certified mail, return receipt requested, with the postage prepaid to the nonresident and certify to the court that SOS has complied. SOS and the Office of Court Administration indicate that any increases in costs associated with this bill could be absorbed within existing agency resources. The bill would be effective September 1, 2009.

Local Government Impact

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

Source Agencies: 212 Office of Court Administration, Texas Judicial Council, 307 Secretary of State

LBB Staff: JOB, MN, BTA