

By: Madden

H.B. No. 1381

A BILL TO BE ENTITLED

AN ACT

relating to the service of civil process on an inmate of the Texas Department of Criminal Justice.

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

SECTION 1. Subchapter B, Chapter 17, Civil Practice and Remedies Code, is amended by adding Section 17.029 to read as follows:

Sec. 17.029. SERVICE ON INMATE OF TEXAS DEPARTMENT OF CRIMINAL JUSTICE. (a) In this section, "inmate" means a person confined in a facility operated by or under contract with the Texas Department of Criminal Justice.

(b) In a civil action against an inmate, citation or other civil process may be served on the inmate by serving a person designated under Subsection (c) as an agent for service of civil process.

(c) The warden of each facility operated by or under contract with the Texas Department of Criminal Justice shall designate an employee at the facility to serve as an agent for service of civil process on inmates confined in the facility.

(d) An employee designated under Subsection (c) as an agent for service of civil process shall promptly deliver any civil process served on the employee to the appropriate inmate.

SECTION 2. Not later than December 1, 2011, the warden of each facility operated by or under contract with the Texas

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1 Department of Criminal Justice shall designate an employee at the
2 facility to serve as an agent for service of civil process as
3 required by Section 17.029, Civil Practice and Remedies Code, as
4 added by this Act.

5 SECTION 3. This Act takes effect September 1, 2011.