

By: Naishtat

H.B. No. 1830

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the method of delivery of certain notices sent by
3 statutory probate court associate judges.

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

5 SECTION 1. Sections 54.614(c) and (d), Government Code, are
6 amended to read as follows:

7 (c) Notice may be given to the parties:

8 (1) in open court, by an oral statement or a copy of
9 the associate judge's written report;

10 (2) by certified mail, return receipt requested; ~~or~~

11 (3) by facsimile transmission; or

12 (4) by electronic mail.

13 (d) There is a rebuttable presumption that notice is
14 received on the date stated on:

15 (1) the signed return receipt, if notice was provided
16 by certified mail; ~~or~~

17 (2) the confirmation page produced by the facsimile
18 machine, if notice was provided by facsimile transmission; or

19 (3) a printout evidencing submission of the electronic
20 mail message, if notice was provided by electronic mail.

21 SECTION 2. This Act takes effect immediately if it receives
22 a vote of two-thirds of all the members elected to each house, as
23 provided by Section 39, Article III, Texas Constitution. If this
24 Act does not receive the vote necessary for immediate effect, this

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1 Act takes effect September 1, 2011.