

By: Lucio III

H.B. No. 850

A BILL TO BE ENTITLED

AN ACT

relating to a waiver of service of process by a party to a suit for the dissolution of a marriage.

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

SECTION 1. Section 6.4035(c), Family Code, is amended to read as follows:

(c) Notwithstanding Section 132.001, Civil Practice and Remedies Code, the ~~[The]~~ waiver must be sworn before a notary public who is ~~[but may]~~ not ~~[be sworn before]~~ an attorney in the suit.

SECTION 2. Section 6.4035(c), Family Code, as amended by this Act, applies to a waiver of service of process executed by a party to a suit for the dissolution of a marriage on or after the effective date of this Act, regardless of whether the suit is filed before, on, or after that date.

SECTION 3. This Act takes effect September 1, 2013.