By: Gooden   H.B. No. 2064

A BILL TO BE ENTITLED

1   AN ACT

2 relating to an unsworn declaration made by an employee of a state

3 agency or political subdivision or a private process server in the

4 performance of the employee's or server's job duties.

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

6   SECTION 1. Section 132.001, Civil Practice and Remedies

7 Code, is amended by amending Subsection (d) and adding Subsections

8 (f) and (g) to read as follows:

9   (d) Except as provided by Subsections [Subsection] (e),

10 (f), and (g), an unsworn declaration made under this section must

11 include a jurat in substantially the following form:

12   "My name is _____ _____ _____, my

13   (First)   (Middle)   (Last)

14   date of birth is _____, and my address is

15   _____, _____, _____, _____,

16   (Street)   (City)   (State)   (Zip Code)

17   and _____. I declare under penalty of

18   (Country)

19   perjury that the foregoing is true and correct.

20   Executed in _____ County, State of _____, on

21   the _____ day of_____, _____.

22   (Month)   (Year)

23   _____

24   Declarant"

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1   (f) An unsworn declaration made under this section by an

2   employee of a state agency or a political subdivision in the

3   performance of the employee's job duties, must include a jurat in

4   substantially the following form:

5   "My name is _____ _____ _____,

6   (First)   (Middle)   (Last)

7   and I am an employee of the following governmental

8   agency: _____.   I am executing this

9   declaration as part of my assigned duties and

10 responsibilities. I declare under penalty of perjury

11 that the foregoing is true and correct.

12   Executed in _____ County, State of

13 _____, on the _____ day of _____, _____.

14   (Month)   (Year)

15   _____

16   Declarant"

17 (g) An unsworn declaration made under this section by a

18 private process server in the performance of the server's job

19 duties, must include a jurat in substantially the following form:

20   "My name is _____ _____ _____,

21   (First)   (Middle)   (Last)

22 and I am a private process server with the following

23 Process Server Review Board identification number:

24 _____. I am executing this declaration

25 as part of my assigned duties and responsibilities. I

26 declare under penalty of perjury that the foregoing is

27 true and correct.

1   Executed in _____ County, State of

2   _____, on the _____ day of _____, _____.

3   (Month) (Year)

4

5   Declarant"

6   SECTION 2. Sections 132.001(f) and (g), Civil Practice and

7 Remedies Code, as added by this Act, apply only to an unsworn

8 declaration executed on or after the effective date of this Act. An

9 unsworn declaration executed before the effective date of this Act

10 is governed by the law in effect immediately before the effective

11 date of this Act, and that law is continued in effect for that

12 purpose.

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