

By: Phillips

H.B. No. 3416

A BILL TO BE ENTITLED

1 AN ACT
2 relating to the authority of certain persons to bring a survival
3 action.

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

5 SECTION 1. Section 71.021, Civil Practice and Remedies
6 Code, is amended by adding Subsection (b-1) to read as follows:

7 (b-1) A legal representative of the estate of the injured
8 person may bring the action or, if no action is filed by a legal
9 representative of the estate, one or more heirs may bring the action
10 for the benefit of all heirs and the estate of the injured person.

11 SECTION 2. This Act takes effect immediately if it receives
12 a vote of two-thirds of all the members elected to each house, as
13 provided by Section 39, Article III, Texas Constitution. If this
14 Act does not receive the vote necessary for immediate effect, this
15 Act takes effect September 1, 2015.