

By: Leach

H.B. No. 2757

A BILL TO BE ENTITLED

AN ACT

relating to the rule of decision in a court of this state.

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

SECTION 1. Section 5.001, Civil Practice and Remedies Code, is amended to read as follows:

Sec. 5.001. RULE OF DECISION. (a) The rule of decision in this state consists of those portions of the common law of England that are not inconsistent with the constitution or the laws of this state, the constitutions [constitution] of this state and of the United States, [and] the laws of this state, and case law precedents set by a court of this state.

(b) In any action governed by the laws of this state concerning rights and obligations under the law, the American Law Institute's Restatements of the Law are not controlling.

SECTION 2. This Act takes effect September 1, 2019.