

**House Bill 2757**  
Senate Amendments  
Section-by-Section Analysis

HOUSE VERSION

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.

SENATE VERSION (CS)

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 constitution of this state, and the laws 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. Same as House version.

CONFERENCE