

A BILL TO BE ENTITLED

AN ACT

relating to service of process,

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

SECTION 1. Subchapter B, Chapter 17, Civil Practice and Remedies Code, is amended by adding Sections 17.029 to read as follows:

Sec. 17.029. SERVICE AT GATED COMMUNITY. (a) In this section:

(1) "Civil process" means all process issued or sanctioned by a civil court, except that the term does not include service of any writ that requires the actual taking of possession of a person, property, or thing or an enforcement action required of or directed to a peace officer related to the taking of possession of a person, property, or thing.

(2) "Gated community" means a residential subdivision or housing development that contains two or more dwellings not under common ownership and that has a vehicular or pedestrian gate.

(3) "Process server" means a person certified by the supreme court who serves civil process.

(b) A property owner, manager, or security guard who

in the exercise of reasonable care grants access to a gated
community to a process server, constable, or sheriff for
delivery of process is not liable for any damages that may
arise as a result of that act.