

SESSION OF 2002

**CONFERENCE COMMITTEE REPORT
HOUSE BILL NO. 2771**

As Agreed to May 9, 2002

Brief *

HB 2771 amends the Code of Civil Procedure for Limited Actions to permit a garnishee to furnish a fax number for the purpose of garnishment service of process. Likewise, when process is to be sent by e-mail, the garnishee may provide an e-mail address for service of process. In the e-mail situation, service is complete upon receipt of a reply generated by the garnishee. The fax or e-mail address must be as designated by the garnishee.

In addition, the bill further amends the Code of Civil Procedure regarding garnishment procedures to make this procedure identical to garnishment provisions contained in the Code of Procedure for Limited Actions contained in Chapter 61.

Background

Senate Committee Action. The Senate Committee made the furnishing of a fax number or e-mail address permissive.

Conference Committee Action. The Conference Committee agreed to clarify that the fax or e-mail address must be as designated by the garnishee. The Conference Committee also amended in provisions from SB 236 regarding garnishment procedures to make these procedures in Chapter 60 the Code of Civil Procedure identical to the procedures in Chapter 61 the Code of Procedure for Limited Actions.

*Conference committee summary reports are prepared by the Legislative Research Department and do not express legislative intent. No summary is prepared when the report is an agreement to disagree.