

CHAPTER 451

H.B. No. 685

An Act relating to governmental exemption from bond and security requirements.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 1, Chapter 283, General Laws, Acts of the 44th Legislature, Regular Session, 1935 (Article 279a, Vernon's Texas Civil Statutes), is amended to read as follows:

Sec. 1. Neither the State of Texas, nor any county, nor any state department, nor the head of any state department, nor the Federal Housing Administration, nor any National Mortgage Association, nor any National Mortgage Savings and Loan Insurance Corporation created and/or to be created by or under authority of any Act of the Congress of the United States of

America as a National Relief Organization operating territorially on a state-wide basis, nor the Veterans Administration, nor the Administrator of Veterans Affairs, nor the Federal Deposit Insurance Corporation in its capacity as receiver or in its corporate capacity, shall be required to give any bond incident to any suit filed by any such agency, official, and/or entity, for costs of court or for any appeal or writ of error taken out by it or either of them, nor any surety for the issuance of any bond for the taking out of writs of attachment, sequestration, distress warrants, or writs of garnishment in any civil suit. Provided that no county or district attorney shall be exempted from the filing of bonds in the taking out of an extraordinary writ, unless said county or district attorney shall first obtain the approval by proper order of the Commissioners Court of the county in behalf of which such action is taken or the approval of the Attorney General in actions brought in behalf of the State.

SECTION 2. This Act applies to bond and security requirements only for those actions filed on or after the effective date of this Act.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on March 28, 1985, by the following vote: Yeas 137, Nays 0, 2 present, not voting; passed by the Senate on May 17, 1985, by the following vote: Yeas 30, Nays 0.

Approved: June 11, 1985

Effective: Immediately