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AN ACT

relating to the filing of an affidavit of inability to pay in appealing a small claims court judgment.

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

SECTION 1. Section 28.052, Government Code, is amended by adding Subsection (c) to read as follows:

(c) A person determined by the court to be indigent may, in making an appeal under this section, file an affidavit of inability to pay as provided for in Rule 145, Texas Rules of Civil Procedure.

SECTION 2. This Act takes effect September 1, 2005.

David Swinhart
President of the Senate

Tom Craddick
Speaker of the House

I hereby certify that S.B. No. 1425 passed the Senate on April 28, 2005, by the following vote: Yeas 31, Nays 0.

Patricia Spaw
Secretary of the Senate

I hereby certify that S.B. No. 1425 passed the House on May 20, 2005, by a non-record vote.

Robert Henery
Chief Clerk of the House

Approved:

17 JUNE '05
Date

RICK PERRY
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
9:20 AM O'CLOCK

JUN 17 2005
Roger Williams
Secretary of State