

- SUBJECT:** Use of reasonable force service writs of reentry
- COMMITTEE:** Business and Industry — favorable, without amendment
- VOTE:** 9 ayes — Brimer, Dukes, Corte, George, Giddings, Ritter, Siebert, Solomons, Woolley
0 nays
- WITNESSES:** For — Barbara Gailey and Donna Warndof, Justices of the Peace and Constables Association of Texas
Against — None
- BACKGROUND:** A writ of reentry is a court order that allows a tenant to enter and recover possession of property if a landlord unlawfully locks out the tenant. Writs of reentry are available for commercial and residential property. SB 1678 by Barrientos, enacted in 1997, allows a sheriff or constable to use reasonable force in executing a writ of reentry for a residential lease.
- DIGEST:** HB 1664 would amend the Property Code to permit a sheriff or constable to use reasonable force in executing a writ of reentry for a commercial lease.

The bill would take immediate effect if finally passed by a two-thirds record vote of the membership of each house.