

By: Hardcastle

H.B. No. 788

A BILL TO BE ENTITLED

1 AN ACT

2 relating to the jurisdiction of the district court and the county  
3 courts in the 50th Judicial District.

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

5 SECTION 1. Section 24.152(b), Government Code, is amended  
6 to read as follows:

7 (b) Except for the jurisdiction each county court retains to  
8 receive and enter guilty pleas in misdemeanor cases [~~In addition to~~  
9 ~~other jurisdiction provided by law~~], the district court in Baylor,  
10 Cottle, King, and Knox Counties [~~counties~~] has, in addition to  
11 other jurisdiction provided by law, the civil and criminal  
12 jurisdiction of a county court.

13 SECTION 2. Section 26.112, Government Code, is amended to  
14 read as follows:

15 Sec. 26.112. BAYLOR COUNTY. The County Court of Baylor  
16 County has the general jurisdiction of a probate court [~~and the~~  
17 ~~general criminal jurisdiction of a county court~~] but has no other  
18 civil or criminal jurisdiction except to receive and enter guilty  
19 pleas in misdemeanor cases.

20 SECTION 3. Section 26.151, Government Code, is amended to  
21 read as follows:

22 Sec. 26.151. COTTLE COUNTY. The County Court of Cottle  
23 County has the general jurisdiction of a probate court [~~and the~~  
24 ~~general criminal jurisdiction of a county court~~] but has no other

1 civil or criminal jurisdiction except to receive and enter guilty  
2 pleas in misdemeanor cases.

3 SECTION 4. Section 26.235, Government Code, is amended to  
4 read as follows:

5 Sec. 26.235. KING COUNTY. The County Court of King County  
6 has the general jurisdiction of a probate court [~~and the general~~  
7 ~~criminal jurisdiction of a county court~~] but has no other civil or  
8 criminal jurisdiction except to receive and enter guilty pleas in  
9 misdemeanor cases.

10 SECTION 5. Section 26.238, Government Code, is amended to  
11 read as follows:

12 Sec. 26.238. KNOX COUNTY. The County Court of Knox County  
13 has the general jurisdiction of a probate court [~~and the general~~  
14 ~~criminal jurisdiction of a county court~~] but has no other civil or  
15 criminal jurisdiction except to receive and enter guilty pleas in  
16 misdemeanor cases.

17 SECTION 6. (a) The county judges for Baylor, Cottle, King,  
18 and Knox Counties shall transfer any criminal case described by  
19 Section 24.152(b), Government Code, as amended by this Act, that is  
20 pending in a county court in Baylor, Cottle, King, or Knox County on  
21 the effective date of this Act to the district court for the 50th  
22 Judicial District.

23 (b) When a case is transferred from one court to another as  
24 provided by Subsection (a) of this section, all processes, writs,  
25 bonds, recognizances, or other obligations issued from the  
26 transferring court are returnable to the court to which the case is  
27 transferred as if originally issued by that court. The obligees in

1 all bonds and recognizances taken in and for a court from which a  
2 case is transferred, and all witnesses summoned to appear in a court  
3 from which a case is transferred, are required to appear before the  
4 court to which a case is transferred as if originally required to  
5 appear before the court to which the transfer is made.

6 SECTION 7. This Act takes effect September 1, 2005.