

By: Madla

S.B. No. 441

A BILL TO BE ENTITLED

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AN ACT

relating to application of the professional prosecutors law to the district attorney for the 112th Judicial District.

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

SECTION 1. Section 46.002, Government Code, is amended to read as follows:

Sec. 46.002. PROSECUTORS SUBJECT TO CHAPTER. This chapter applies to all county prosecutors and to the following state prosecutors:

(1) the district attorneys for the 1st, 2nd, 8th, 9th, 12th, 18th, 21st, 23rd, 25th, 26th, 27th, 29th, 31st, 32nd, 33rd, 34th, 35th, 36th, 38th, 42nd, 43rd, 47th, 49th, 50th, 51st, 52nd, 53rd, 63rd, 64th, 66th, 69th, 70th, 76th, 81st, 83rd, 84th, 85th, 88th, 90th, 97th, 100th, 105th, 106th, 110th, 112th, 118th, 119th, 123rd, 142nd, 145th, 156th, 159th, 173rd, 196th, 198th, 216th, 220th, 229th, 235th, 253rd, 258th, 259th, 266th, 268th, 271st, 278th, 286th, 329th, 349th, and 355th judicial districts;

(2) the criminal district attorneys for the counties of Anderson, Austin, Bastrop, Bexar, Bowie, Brazoria, Caldwell, Calhoun, Cass, Collin, Comal, Dallas, Deaf Smith, Denton, Eastland, Galveston, Grayson, Gregg, Harrison, Hays, Hidalgo, Jasper, Jefferson, Kaufman, Lubbock, McLennan, Madison, Navarro, Newton, Panola, Polk, Randall, Rockwall, San Jacinto, Smith, Tarrant, Taylor, Tyler, Upshur, Van Zandt, Victoria, Walker, Waller,

1 Wichita, Wood, and Yoakum; and

2 (3) the county attorneys performing the duties of  
3 district attorneys in the counties of Andrews, Callahan, Cameron,  
4 Castro, Colorado, Crosby, Ellis, Falls, Fannin, Freestone, Lamar,  
5 Lamb, Lampasas, Lee, Limestone, Marion, Milam, Morris, Ochiltree,  
6 Orange, Rains, Red River, Robertson, Rusk, Terry, Webb, and  
7 Willacy.

8 SECTION 2. Section 43.152, Government Code, is amended to  
9 read as follows:

10 Sec. 43.152. 112TH JUDICIAL DISTRICT. [~~(a)~~] The voters of  
11 the 112th Judicial District elect a district attorney.

12 [~~(b) The commissioners court of one or more of the counties  
13 comprising the district may supplement the state salary of the  
14 district attorney by an additional salary of \$4,800 a year. The  
15 supplemental salary may be paid from the officers' salary funds of  
16 the counties, if adequate. If the officers' salary fund of a county  
17 is inadequate, the commissioners court shall transfer the necessary  
18 funds from the general fund of the county to the officers' salary  
19 fund.]~~

20 SECTION 3. This Act takes effect September 1, 2005.