

By: Fraser

S.B. No. 585

A BILL TO BE ENTITLED

AN ACT

1
2 relating to creation of a judicial district in Blanco, Burnet,
3 Llano, and San Saba Counties, to the election of a local
4 administrative district judge for those counties, to the juvenile
5 board in those counties, and to the district courts in those
6 counties.

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

8 SECTION 1. Section 24.135, Government Code, is amended by
9 adding Subsections (c) and (d) to read as follows:

10 (c) The judge of the 33rd District Court may select jury
11 commissioners and impanel grand juries in each county. The judge of
12 the 33rd District Court may alternate the drawing of grand juries
13 with the judge of any other district court in each county within the
14 33rd Judicial District and may order grand and petit juries to be
15 drawn for any term of the court as the judge determines is
16 necessary, by an order entered in the minutes of the court.
17 Indictments within each county may be returned to either court
18 within that county.

19 (d) The 33rd District Court may hear and determine, in any
20 county in the district convenient for the court, all preliminary or
21 interlocutory matters in which a jury may not be demanded, in any
22 case pending in any county in the district regardless of whether the
23 case was filed in the county in which the hearing is held. Unless an
24 objection is filed by a party to the suit, the 33rd District Court

1 may hear, in any county in the district convenient for the court,
2 any nonjury case pending in any county in the district, including
3 divorces, adoptions, default judgments, and matters in which
4 citation was by publication, regardless of whether the case was
5 filed in the county in which the hearing is held.

6 SECTION 2. Subchapter C, Chapter 24, Government Code, is
7 amended by adding Section 24.568 to read as follows:

8 Sec. 24.568. 424TH JUDICIAL DISTRICT (BLANCO, BURNET,
9 LLANO, AND SAN SABA COUNTIES). (a) The 424th Judicial District is
10 composed of Blanco, Burnet, Llano, and San Saba Counties.

11 (b) The jurisdiction of the 424th District Court is
12 concurrent with the jurisdiction of the 33rd District Court.

13 (c) The 424th District Court has the same terms of court as
14 the 33rd District Court.

15 (d) The judge of the 424th District Court may select jury
16 commissioners and impanel grand juries in each county. The judge of
17 the 424th District Court may alternate the drawing of grand juries
18 with the judge of any other district court in each county within the
19 424th Judicial District and may order grand and petit juries to be
20 drawn for any term of the court as the judge determines is
21 necessary, by an order entered in the minutes of the court.
22 Indictments within each county may be returned to either court
23 within that county.

24 (e) The 424th District Court may hear and determine, in any
25 county in the district convenient for the court, all preliminary or
26 interlocutory matters in which a jury may not be demanded, in any
27 case pending in any county in the district regardless of whether the

1 case was filed in the county in which the hearing is held. Unless an
2 objection is filed by a party to the suit, the 424th District Court
3 may hear, in any county in the district convenient for the court,
4 any nonjury case pending in any county in the district, including
5 divorces, adoptions, default judgments, and matters in which
6 citation was by publication, regardless of whether the case was
7 filed in the county in which the hearing is held.

8 SECTION 3. Subchapter D, Chapter 74, Government Code, is
9 amended by adding Section 74.097 to read as follows:

10 Sec. 74.097. LOCAL ADMINISTRATIVE DISTRICT JUDGE FOR
11 BLANCO, BURNET, LLANO, AND SAN SABA COUNTIES. Notwithstanding
12 Section 74.091(b), the local administrative district judge for
13 Blanco, Burnet, Llano, and San Saba Counties is elected on the basis
14 of seniority from the district judges of the 33rd Judicial District
15 and the 424th Judicial District.

16 SECTION 4. Section 152.0221(b), Human Resources Code, is
17 amended to read as follows:

18 (b) The [~~juvenile court~~] judge of the 33rd District Court is
19 the chairman of the board and its chief administrative officer.

20 SECTION 5. Section 152.0331(b), Human Resources Code, is
21 amended to read as follows:

22 (b) The [~~juvenile court~~] judge of the 33rd District Court is
23 the chairman of the board and its chief administrative officer.

24 SECTION 6. Section 152.1561(b), Human Resources Code, is
25 amended to read as follows:

26 (b) The [~~juvenile court~~] judge of the 33rd District Court is
27 the chairman of the board and its chief administrative officer.

1 SECTION 7. Section 152.2121(b), Human Resources Code, is
2 amended to read as follows:

3 (b) The [~~juvenile court~~] judge of the 33rd District Court is
4 the chairman of the board and its chief administrative officer.

5 SECTION 8. The 424th Judicial District is created September
6 1, 2005.

7 SECTION 9. This Act takes effect September 1, 2005.