

By: Bolton

H.B. No. 1909

Substitute the following for H.B. No. 1909:

By: Dutton

C.S.H.B. No. 1909

A BILL TO BE ENTITLED

AN ACT

relating to the composition of a juvenile board.

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

SECTION 1. Subchapter A, Chapter 152, Human Resources Code, is amended by adding Section 152.0015 to read as follows:

Sec. 152.0015. COMPOSITION OF BOARD. (a) Each juvenile board must include:

(1) a justice of the peace from the county served by the juvenile board, selected by majority vote of all the justices of the peace of the county; and

(2) a judge of a municipal court of a municipality located in the county served by the juvenile board, selected by majority vote of all the municipal judges of the municipalities located in the county.

(b) A justice of the peace and judge of a municipal court serving on a juvenile board solely because of this section serve as nonvoting members and may not receive any compensation for their service on the board.

(c) Notwithstanding Section 152.0001(b), to the extent of a conflict between this section and a law applicable to the composition of a specific juvenile board, this section prevails.

SECTION 2. Section 152.0032, Human Resources Code, is amended to read as follows:

Sec. 152.0032. COMPOSITION OF JUVENILE BOARD. (a) The

juvenile board is composed of:

(1) the county judge of the county served by the juvenile board;~~[7]~~

(2) the district judges in the county;

(3) a justice of the peace of the county, selected by majority vote of all the justices of the peace of the county;

(4) a judge of a municipal court of a municipality located in the county, selected by majority vote of all the municipal judges of the municipalities located in the county; ~~[7]~~

and

(5) the judges of any statutory courts designated as a juvenile court in the county.

(b) A justice of the peace and judge of a municipal court serving on a juvenile board solely because of Subsection (a)(3) or (4) serve as nonvoting members and may not receive any compensation for their service on the board, notwithstanding Section 152.0034.

SECTION 3. Section 152.0051, Human Resources Code, is amended to read as follows:

Sec. 152.0051. COMPOSITION OF JUVENILE BOARD. (a) The juvenile board of a county that has a family district court is composed of:

(1) the county judge of the county served by the juvenile board;

(2) the judge of each family district court in the county;

(3) the judge of each other district court in the county;

1           (4) a justice of the peace of the county, selected by  
2 majority vote of all the justices of the peace of the county;

3           (5) a judge of a municipal court of a municipality  
4 located in the county, selected by majority vote of all the  
5 municipal judges of the municipalities located in the county; and

6           (6) [~~(4)~~] the judge of each other court in the county  
7 that has jurisdiction over juvenile matters.

8           (b) A justice of the peace and judge of a municipal court  
9 serving on a juvenile board solely because of Subsection (a)(4) or  
10 (5) serve as nonvoting members and may not receive any compensation  
11 for their service on the board, notwithstanding Section 152.0053.

12           SECTION 4. (a) The changes in law made by this Act apply to  
13 each juvenile board created under Chapter 152, Human Resources  
14 Code, regardless of whether the juvenile board is created before,  
15 on, or after the effective date of this Act.

16           (b) As soon as possible after the effective date of this  
17 Act, the commissioners court of each county in this state that is  
18 served by a juvenile board on that date shall ensure that the  
19 composition of the juvenile board conforms to the requirements of  
20 Section 152.0015, Human Resources Code, as added by this Act, or  
21 Section 152.0032 or 152.0051, Human Resources Code, as amended by  
22 this Act, as applicable.

23           SECTION 5. This Act takes effect October 1, 2007.