

1-1 By: West (Senate Sponsor - Uresti) H.B. No. 2288
1-2 (In the Senate - Received from the House April 10, 2007;
1-3 April 11, 2007, read first time and referred to Committee on
1-4 Jurisprudence; May 3, 2007, reported favorably by the following
1-5 vote: Yeas 4, Nays 0; May 3, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED
1-7 AN ACT

1-8 relating to the application of the professional prosecutors law to
1-9 the district attorney for the 109th Judicial District.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Section 46.002, Government Code, is amended to
1-12 read as follows:

1-13 Sec. 46.002. PROSECUTORS SUBJECT TO CHAPTER. This chapter
1-14 applies to all county prosecutors and to the following state
1-15 prosecutors:

1-16 (1) the district attorneys for the 1st, 2nd, 8th, 9th,
1-17 12th, 18th, 21st, 23rd, 25th, 26th, 27th, 29th, 31st, 32nd, 33rd,
1-18 34th, 35th, 36th, 38th, 42nd, 43rd, 47th, 49th, 50th, 51st, 52nd,
1-19 53rd, 63rd, 64th, 66th, 69th, 70th, 76th, 81st, 83rd, 84th, 85th,
1-20 88th, 90th, 97th, 100th, 105th, 106th, 109th, 110th, 112th, 118th,
1-21 119th, 123rd, 142nd, 145th, 156th, 159th, 173rd, 196th, 198th,
1-22 216th, 220th, 229th, 235th, 253rd, 258th, 259th, 266th, 268th,
1-23 271st, 278th, 286th, 329th, 349th, and 355th judicial districts;

1-24 (2) the criminal district attorneys for the counties
1-25 of Anderson, Austin, Bastrop, Bexar, Bowie, Brazoria, Caldwell,
1-26 Calhoun, Cass, Collin, Comal, Dallas, Deaf Smith, Denton, Eastland,
1-27 Galveston, Grayson, Gregg, Harrison, Hays, Hidalgo, Jasper,
1-28 Jefferson, Kaufman, Lubbock, McLennan, Madison, Navarro, Newton,
1-29 Panola, Polk, Randall, Rockwall, San Jacinto, Smith, Tarrant,
1-30 Taylor, Tyler, Upshur, Van Zandt, Victoria, Walker, Waller,
1-31 Wichita, Wood, and Yoakum; and

1-32 (3) the county attorneys performing the duties of
1-33 district attorneys in the counties of Andrews, Callahan, Cameron,
1-34 Castro, Colorado, Crosby, Ellis, Falls, Fannin, Freestone, Lamar,
1-35 Lamb, Lampasas, Lee, Limestone, Marion, Milam, Morris, Ochiltree,
1-36 Orange, Rains, Red River, Robertson, Rusk, Terry, Webb, and
1-37 Willacy.

1-38 SECTION 2. Effective January 1, 2009, Section 46.002,
1-39 Government Code, is amended to read as follows:

1-40 Sec. 46.002. PROSECUTORS SUBJECT TO CHAPTER. This chapter
1-41 applies to all county prosecutors and to the following state
1-42 prosecutors:

1-43 (1) the district attorneys for the 1st, 2nd, 8th, 9th,
1-44 12th, 18th, 21st, 23rd, 25th, 26th, 27th, 29th, 31st, 32nd, 33rd,
1-45 34th, 35th, 36th, 38th, 42nd, 43rd, 47th, 49th, 50th, 51st, 52nd,
1-46 53rd, 63rd, 64th, 66th, 69th, 70th, 76th, 81st, 83rd, 84th, 85th,
1-47 88th, 90th, 97th, 100th, 105th, 106th, 109th, 110th, 112th, 118th,
1-48 119th, 123rd, 142nd, 145th, 156th, 159th, 173rd, 196th, 198th,
1-49 216th, 220th, 229th, 235th, 253rd, 258th, 259th, 266th, 268th,
1-50 271st, 278th, 286th, 329th, 344th, 349th, and 355th judicial
1-51 districts;

1-52 (2) the criminal district attorneys for the counties
1-53 of Anderson, Austin, Bastrop, Bexar, Bowie, Brazoria, Caldwell,
1-54 Calhoun, Cass, Collin, Comal, Dallas, Deaf Smith, Denton, Eastland,
1-55 Galveston, Grayson, Gregg, Harrison, Hays, Hidalgo, Jasper,
1-56 Jefferson, Kaufman, Lubbock, McLennan, Madison, Navarro, Newton,
1-57 Panola, Polk, Randall, Rockwall, San Jacinto, Smith, Tarrant,
1-58 Taylor, Tyler, Upshur, Van Zandt, Victoria, Walker, Waller,
1-59 Wichita, Wood, and Yoakum; and

1-60 (3) the county attorneys performing the duties of
1-61 district attorneys in the counties of Andrews, Callahan, Cameron,
1-62 Castro, Colorado, Crosby, Ellis, Falls, Fannin, Freestone, Lamar,
1-63 Lamb, Lampasas, Lee, Limestone, Marion, Milam, Morris, Ochiltree,
1-64 Orange, Rains, Red River, Robertson, Rusk, Terry, Webb, and

2-1 Willacy.

2-2 SECTION 3. Section 43.150, Government Code, is amended to
2-3 read as follows:

2-4 Sec. 43.150. 109TH JUDICIAL DISTRICT. [~~(a)~~] The voters of
2-5 Crane and Winkler counties elect a district attorney for the 109th
2-6 Judicial District who represents the state in that district court
2-7 only in those counties.

2-8 [~~(b) The commissioners courts of the counties comprising
2-9 the district may supplement the state salary of the district
2-10 attorney in an amount not to exceed \$2,000 a year. Each
2-11 commissioners court shall pay a proportionate share of the
2-12 supplemental salary according to the population of the county.]~~

2-13 SECTION 4. This Act takes effect September 1, 2007.

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