

AN ACT

relating to a performance bond required of a statutory probate court judge.

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

SECTION 1. Subchapter B, Chapter 25, Government Code, is amended by adding Section 25.00231 to read as follows:

Sec. 25.00231. BOND; INSURANCE. (a) This section controls over a specific provision for a particular court or county that attempts to create a requirement for a bond or insurance that conflicts with this section.

(b) Before beginning the duties of office, a judge of a statutory probate court must execute a bond that is:

(1) payable to the county treasurer or other person performing the duties of county treasurer;

(2) in the amount of \$500,000;

(3) conditioned on the faithful performance of the duties of the office; and

(4) approved by the commissioners court.

(c) In lieu of the bond required by Subsection (b), a county may elect to obtain insurance in the amount required by Subsection (b) against losses caused by the statutory probate court judge's gross negligence in performing the duties of office.

(d) The commissioners court of a county shall pay the premium for the bond or insurance required by this section out of

1 the general funds of the county.

2 SECTION 2. Sections 25.0173(e) and 25.1034(f), Government
3 Code, are repealed.

4 SECTION 3. A judge of a statutory probate court who is
5 serving on the effective date of this Act shall comply with the
6 requirements of Section 25.00231, Government Code, as added by this
7 Act, not later than November 1, 2007.

8 SECTION 4. This Act takes effect October 1, 2007.

President of the Senate

Speaker of the House

I certify that H.B. No. 2967 was passed by the House on April 13, 2007, by the following vote: Yeas 143, Nays 0, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 2967 on May 16, 2007, by the following vote: Yeas 144, Nays 0, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 2967 was passed by the Senate, with amendments, on May 14, 2007, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor