

By: Hartnett

H.B. No. 2967

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to a performance bond required of a statutory probate  
3 court judge.

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

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

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

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

13 (1) payable to the county treasurer;

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

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

17 (4) approved by the commissioners court.

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

22 (d) The commissioners court of a county shall pay the  
23 premium for the bond or insurance required by this section out of  
24 the general funds of the county.

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2 Code, are repealed.

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

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