

By: Hartnett

H.B. No. 1809

A BILL TO BE ENTITLED

AN ACT

relating to proceedings in a statutory probate court during the judge's absence.

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

SECTION 1. Subchapter B, Chapter 25, Government Code, is amended by adding Section 25.0033 to read as follows:

Sec. 25.0033. PROCEEDINGS DURING CERTAIN ABSENCES OF JUDGE.

The judge of a statutory probate court may hear, determine, and enter orders in a matter or proceeding pending in another statutory probate court in the same county if:

(1) the judge of the other court is absent; and

(2) the presiding judge of the statutory probate courts has not assigned a judge to the other court under Section 25.0022.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2009.