

By: Geren

H.B. No. 4750

Substitute the following for H.B. No. 4750:

By: Martinez

C.S.H.B. No. 4750

A BILL TO BE ENTITLED

AN ACT

relating to the appointment of magistrates in the White Settlement
municipal courts.

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

SECTION 1. Subchapter DD, Chapter 30, Government Code, is
amended by adding Section 30.01137 to read as follows:

Sec. 30.01137. MAGISTRATES. (a) The governing body may
appoint one or more magistrates to act on behalf of a municipal
court of record or a municipal court in the city of White
Settlement.

(b) A magistrate is not required to possess all the
qualifications necessary to be a municipal court of record judge.

(c) A magistrate may not preside over the court or hear
contested cases.

(d) A magistrate may:

(1) conduct an arraignment;

(2) hold an indigency hearing;

(3) accept a plea;

(4) sign a judgment;

(5) set the amount of a bond; and

(6) perform other functions under Article 15.17, Code
of Criminal Procedure.

SECTION 2. This Act takes effect immediately if it receives
a vote of two-thirds of all the members elected to each house, as

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1 provided by Section 39, Article III, Texas Constitution. If this
2 Act does not receive the vote necessary for immediate effect, this
3 Act takes effect September 1, 2009.