

1-1 By: Duncan S.B. No. 1166
1-2 (In the Senate - Filed February 26, 2009; March 13, 2009, read
1-3 first time and referred to Committee on Jurisprudence;
1-4 April 14, 2009, reported favorably by the following vote: Yeas 7,
1-5 Nays 0; April 14, 2009, sent to printer.)

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

1-8 relating to the duties and salary of the county attorney of Swisher
1-9 County and the election and duties of the district attorney for the
1-10 64th Judicial District.

1-11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-12 SECTION 1. Subsection (a), Section 43.134, Government Code,
1-13 is amended to read as follows:

1-14 (a) The voters of Hale County [~~and Swisher counties~~] elect a
1-15 district attorney for the 64th Judicial District who represents the
1-16 state in that district court only in Hale County [~~those counties~~].

1-17 SECTION 2. Subchapter B, Chapter 45, Government Code, is
1-18 amended by adding Section 45.319 to read as follows:

1-19 Sec. 45.319. SWISHER COUNTY. The county attorney in
1-20 Swisher County shall represent the state in all matters pending
1-21 before the district court in Swisher County.

1-22 SECTION 3. Section 46.002, Government Code, is amended to
1-23 read as follows:

1-24 Sec. 46.002. PROSECUTORS SUBJECT TO CHAPTER. This chapter
1-25 applies to the state prosecuting attorney, all county prosecutors,
1-26 and the following state prosecutors:

1-27 (1) the district attorneys for Kenedy and Kleberg
1-28 Counties and for the 1st, 2nd, 8th, 9th, 12th, 18th, 21st, 23rd,
1-29 25th, 26th, 27th, 29th, 31st, 32nd, 33rd, 34th, 35th, 36th, 38th,
1-30 39th, 42nd, 43rd, 46th, 47th, 49th, 50th, 51st, 52nd, 53rd, 63rd,
1-31 64th, 66th, 69th, 70th, 76th, 81st, 83rd, 84th, 85th, 88th, 90th,
1-32 97th, 100th, 105th, 106th, 109th, 110th, 112th, 118th, 119th,
1-33 123rd, 142nd, 143rd, 145th, 156th, 159th, 173rd, 196th, 198th,
1-34 216th, 220th, 229th, 235th, 253rd, 258th, 259th, 266th, 268th,
1-35 271st, 286th, 329th, 344th, 349th, 355th, and 506th judicial
1-36 districts;

1-37 (2) the criminal district attorneys for the counties
1-38 of Anderson, Austin, Bastrop, Bexar, Bowie, Brazoria, Caldwell,
1-39 Calhoun, Cass, Collin, Comal, Dallas, Deaf Smith, Denton, Eastland,
1-40 Fannin, Galveston, Grayson, Gregg, Harrison, Hays, Hidalgo,
1-41 Jasper, Jefferson, Kaufman, Lubbock, McLennan, Madison, Navarro,
1-42 Newton, Panola, Polk, Randall, Rockwall, San Jacinto, Smith,
1-43 Tarrant, Taylor, Tyler, Upshur, Van Zandt, Victoria, Walker,
1-44 Waller, Wichita, Wood, and Yoakum; and

1-45 (3) the county attorneys performing the duties of
1-46 district attorneys in the counties of Andrews, Callahan, Cameron,
1-47 Castro, Colorado, Crosby, Ellis, Falls, Freestone, Lamar, Lamb,
1-48 Lampasas, Lee, Limestone, Marion, Milam, Morris, Ochiltree,
1-49 Orange, Rains, Red River, Robertson, Rusk, Swisher, Terry, Webb,
1-50 and Willacy.

1-51 SECTION 4. This Act takes effect September 1, 2009.

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