

1-1 By: Truitt (Senate Sponsor - Harris) H.B. No. 984
1-2 (In the Senate - Received from the House March 31, 2011;
1-3 April 13, 2011, read first time and referred to Committee on
1-4 Jurisprudence; April 27, 2011, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 5, Nays 0;
1-6 April 27, 2011, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR H.B. No. 984 By: Harris

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to agreements between neighboring municipalities
1-11 regarding jurisdiction of cases in municipal courts.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 29.003, Government Code, is amended by
1-14 adding Subsection (i) to read as follows:

1-15 (i) A municipality may enter into an agreement with a
1-16 contiguous municipality or a municipality with boundaries that are
1-17 within one-half mile of the municipality seeking to enter into the
1-18 agreement to establish concurrent jurisdiction of the municipal
1-19 courts in the municipalities and provide original jurisdiction to a
1-20 municipal court in which a case is brought as if the municipal court
1-21 were located in the municipality in which the case arose, for:

1-22 (1) all cases in which either municipality has
1-23 jurisdiction under Subsection (a); and

1-24 (2) cases that arise under Section 821.022, Health and
1-25 Safety Code, or Section 25.094, Education Code.

1-26 SECTION 2. Article 4.14, Code of Criminal Procedure, is
1-27 amended by adding Subsection (g) to read as follows:

1-28 (g) A municipality may enter into an agreement with a
1-29 contiguous municipality or a municipality with boundaries that are
1-30 within one-half mile of the municipality seeking to enter into the
1-31 agreement to establish concurrent jurisdiction of the municipal
1-32 courts in the municipalities and provide original jurisdiction to a
1-33 municipal court in which a case is brought as if the municipal court
1-34 were located in the municipality in which the case arose, for:

1-35 (1) all cases in which either municipality has
1-36 jurisdiction under Subsection (a); and

1-37 (2) cases that arise under Section 821.022, Health and
1-38 Safety Code, or Section 25.094, Education Code.

1-39 SECTION 3. The changes in law made by this Act apply only to
1-40 an offense committed or conduct that occurs on or after the
1-41 effective date of an agreement to establish concurrent jurisdiction
1-42 between municipalities authorized under Section 29.003(i),
1-43 Government Code, as added by this Act, or under Article 4.14(g),
1-44 Code of Criminal Procedure, as added by this Act. An offense
1-45 committed or conduct that occurs before that date is governed by the
1-46 law in effect when the offense was committed or the conduct
1-47 occurred, and the former law is continued in effect for that
1-48 purpose. For purposes of this section, an offense is committed or
1-49 conduct occurs before the effective date of the agreement if any
1-50 element of the offense or conduct occurs before that date.

1-51 SECTION 4. This Act takes effect immediately if it receives
1-52 a vote of two-thirds of all the members elected to each house, as
1-53 provided by Section 39, Article III, Texas Constitution. If this
1-54 Act does not receive the vote necessary for immediate effect, this
1-55 Act takes effect September 1, 2011.

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