

By: West

S.B. No. 1242

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the judicial immunity and powers of certain
3 magistrates.

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

5 SECTION 1. Section 54.1176(b), Government Code, is amended
6 to read as follows:

7 (b) The judge shall adopt, modify, or reject the
8 magistrate's recommendations not later than the third working day
9 after the date the judge receives the recommendations. If the judge
10 does not take action in the time provided by this subsection, the
11 recommendations of the magistrate are adopted by the judge.

12 SECTION 2. Subchapter W, Chapter 54, Government Code, is
13 amended by adding Section 54.1177 to read as follows:

14 Sec. 54.1177. JUDICIAL IMMUNITY. A magistrate appointed
15 under this subchapter has the same judicial immunity as a district
16 judge.

17 SECTION 3. The changes in law made by this Act to Section
18 54.1176(b), Government Code, apply to a cause of action referred to
19 a magistrate on or after the effective date of this Act. A cause of
20 action referred to a magistrate before the effective date of this
21 Act is governed by the law in effect immediately before that date,
22 and that law is continued in effect for that purpose.

23 SECTION 4. This Act takes effect September 1, 2011.