

1-1 By: Kolkhorst (Senate Sponsor - Hegar) H.B. No. 717
1-2 (In the Senate - Received from the House May 2, 2013;
1-3 May 3, 2013, read first time and referred to Committee on
1-4 Jurisprudence; May 16, 2013, reported favorably by the following
1-5 vote: Yeas 7, Nays 0; May 16, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	West	X		
1-9	Rodriguez	X		
1-10	Campbell	X		
1-11	Carona	X		
1-12	Garcia	X		
1-13	Hancock	X		
1-14	Paxton	X		

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to the duties of and the application of the professional
1-18 prosecutors law to the county attorney in Lavaca County and to the
1-19 duties of the district attorney for the 25th Judicial District.

1-20 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-21 SECTION 1. Section 43.112, Government Code, is amended to
1-22 read as follows:

1-23 Sec. 43.112. 25TH JUDICIAL DISTRICT. The voters of
1-24 Gonzales and [7] Guadalupe Counties [~~7 and Lavaca counties~~] elect a
1-25 district attorney for the 25th Judicial District who represents the
1-26 state in that district court only in those counties. In addition to
1-27 exercising the duties and authority conferred on district attorneys
1-28 by general law, the district attorney represents the state in all
1-29 criminal cases in the district courts in those counties.

1-30 SECTION 2. Subchapter B, Chapter 45, Government Code, is
1-31 amended by adding Section 45.243 to read as follows:

1-32 Sec. 45.243. LAVACA COUNTY. (a) In Lavaca County, the
1-33 county attorney of Lavaca County shall perform the duties imposed
1-34 on and have the powers conferred on district attorneys by general
1-35 law.

1-36 (b) The county attorney of Lavaca County or the
1-37 Commissioners Court of Lavaca County may accept gifts or grants
1-38 from any individual, partnership, corporation, trust, foundation,
1-39 association, or governmental entity for the purpose of financing or
1-40 assisting the operation of the office of county attorney in Lavaca
1-41 County. The county attorney shall account for and report to the
1-42 commissioners court all gifts or grants accepted under this
1-43 subsection.

1-44 SECTION 3. Section 46.002, Government Code, is amended to
1-45 read as follows:

1-46 Sec. 46.002. PROSECUTORS SUBJECT TO CHAPTER. This chapter
1-47 applies to the state prosecuting attorney, all county prosecutors,
1-48 and the following state prosecutors:

1-49 (1) the district attorneys for Kenedy and Kleberg
1-50 Counties and for the 1st, 2nd, 8th, 9th, 12th, 18th, 21st, 23rd,
1-51 25th, 26th, 27th, 29th, 31st, 32nd, 33rd, 34th, 35th, 36th, 38th,
1-52 39th, 42nd, 43rd, 46th, 47th, 49th, 50th, 51st, 52nd, 53rd, 63rd,
1-53 64th, 66th, 69th, 70th, 76th, 81st, 83rd, 84th, 85th, 88th, 90th,
1-54 97th, 100th, 105th, 106th, 109th, 110th, 112th, 118th, 119th,
1-55 123rd, 142nd, 143rd, 145th, 156th, 159th, 173rd, 196th, 198th,
1-56 216th, 220th, 229th, 235th, 253rd, 258th, 259th, 266th, 268th,
1-57 271st, 286th, 329th, 344th, 349th, 355th, and 506th judicial
1-58 districts;

1-59 (2) the criminal district attorneys for the counties
1-60 of Anderson, Austin, Bastrop, Bexar, Bowie, Brazoria, Caldwell,
1-61 Calhoun, Cass, Collin, Comal, Dallas, Deaf Smith, Denton, Eastland,

2-1 Fannin, Galveston, Grayson, Gregg, Harrison, Hays, Hidalgo,
2-2 Jasper, Jefferson, Kaufman, Lubbock, McLennan, Madison, Navarro,
2-3 Newton, Panola, Polk, Randall, Rockwall, San Jacinto, Smith,
2-4 Tarrant, Taylor, Tyler, Upshur, Van Zandt, Victoria, Walker,
2-5 Waller, Wichita, Wood, and Yoakum; and
2-6 (3) the county attorneys performing the duties of
2-7 district attorneys in the counties of Andrews, Callahan, Cameron,
2-8 Castro, Colorado, Crosby, Ellis, Falls, Freestone, Lamar, Lamb,
2-9 Lampasas, Lavaca, Lee, Limestone, Marion, Milam, Morris,
2-10 Ochiltree, Orange, Rains, Red River, Robertson, Rusk, Swisher,
2-11 Terry, Webb, and Willacy.
2-12 SECTION 4. This Act takes effect September 1, 2013.

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