

By: Ashby

H.B. No. 3929

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the composition of the 12th and 369th Judicial
3 Districts, the redesignation of the district attorney for the 12th
4 Judicial District as the district attorney for the 369th Judicial
5 District, and the composition of the Leon County juvenile board.

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

7 SECTION 1. Section 24.113, Government Code, is amended to
8 read as follows:

9 Sec. 24.113. 12TH JUDICIAL DISTRICT (GRIMES, [~~LEON~~]
10 MADISON, AND WALKER COUNTIES). [~~(a)~~] The 12th Judicial District is
11 composed of Grimes, [~~Leon~~] Madison, and Walker counties.

12 [~~(b) The terms of the 12th District Court in each county of
13 the district begin on the first Mondays in January and July.~~]

14 SECTION 2. Section 24.514, Government Code, is amended to
15 read as follows:

16 Sec. 24.514. 369TH JUDICIAL DISTRICT (ANDERSON, [~~AND~~]
17 CHEROKEE, AND LEON COUNTIES). The 369th Judicial District is
18 composed of Anderson, [~~and~~] Cherokee, and Leon counties.

19 SECTION 3. Section 43.106, Government Code, is redesignated
20 as Section 43.1815, Government Code, and amended to read as
21 follows:

22 Sec. 43.1815 [~~43.106~~]. 369TH [~~12TH~~] JUDICIAL DISTRICT. (a)
23 The voters of Leon County elect a district attorney for the 369th
24 [~~12th~~] Judicial District who represents the state in that district

1 court only in Leon County.

2 (b) The district attorney of the 369th [~~12th~~] Judicial
3 District also represents the state in all criminal and civil
4 actions in which the state is interested that arise in the 87th
5 Judicial District in Leon County.

6 (c) The district attorney may, with the consent of the
7 Commissioners Court of Leon County, appoint a deputy district
8 attorney.

9 (d) The Commissioners Court of Leon County shall pay the
10 salary and traveling expenses of the deputy district attorney from
11 the officers' salary fund. The salary shall be paid in equal monthly
12 installments and expense claims shall be paid at the end of each
13 month. The salary is subject to participation fully in the Texas
14 County and District Retirement System.

15 SECTION 4. Section 46.002, Government Code, is amended to
16 read as follows:

17 Sec. 46.002. PROSECUTORS SUBJECT TO CHAPTER. This chapter
18 applies to the state prosecuting attorney, all county prosecutors,
19 and the following state prosecutors:

20 (1) the district attorneys for Kenedy and Kleberg
21 Counties and for the 1st, 2nd, 8th, 9th, [~~12th~~] 18th, 21st, 23rd,
22 25th, 26th, 27th, 29th, 31st, 32nd, 33rd, 34th, 35th, 36th, 38th,
23 39th, 42nd, 43rd, 46th, 47th, 49th, 50th, 51st, 52nd, 53rd, 63rd,
24 64th, 66th, 69th, 70th, 76th, 81st, 83rd, 84th, 85th, 88th, 90th,
25 97th, 100th, 105th, 106th, 109th, 110th, 112th, 118th, 119th,
26 123rd, 142nd, 143rd, 145th, 156th, 159th, 173rd, 196th, 198th,
27 216th, 220th, 229th, 235th, 253rd, 258th, 259th, 266th, 268th,

1 271st, 286th, 329th, 344th, 349th, 355th, 369th, and 506th judicial
2 districts;

3 (2) the criminal district attorneys for the counties
4 of Anderson, Austin, Bastrop, Bexar, Bowie, Brazoria, Caldwell,
5 Calhoun, Cass, Collin, Comal, Dallas, Deaf Smith, Denton, Eastland,
6 Fannin, Galveston, Grayson, Gregg, Harrison, Hays, Hidalgo,
7 Jasper, Jefferson, Kaufman, Lubbock, McLennan, Madison, Navarro,
8 Newton, Panola, Polk, Randall, Rockwall, San Jacinto, Smith,
9 Tarrant, Taylor, Tyler, Upshur, Van Zandt, Victoria, Walker,
10 Waller, Wichita, Wood, and Yoakum; and

11 (3) the county attorneys performing the duties of
12 district attorneys in the counties of Andrews, Callahan, Cameron,
13 Castro, Colorado, Crosby, Ellis, Falls, Freestone, Lamar, Lamb,
14 Lampasas, Lee, Limestone, Marion, Milam, Morris, Ochiltree,
15 Orange, Rains, Red River, Robertson, Rusk, Swisher, Terry, Webb,
16 and Willacy.

17 SECTION 5. Section 152.1511(a), Human Resources Code, as
18 amended by Chapters 531 (H.B. 956), 1152 (H.B. 3045), and 1352 (S.B.
19 1189), Acts of the 79th Legislature, Regular Session, 2005, is
20 reenacted to read as follows:

21 (a) The juvenile board of Leon County is composed of the
22 county judge and the district judges in Leon County.

23 SECTION 6. (a) The local administrative district judge
24 shall transfer all cases from Leon County that are pending in the
25 12th District Court on September 1, 2013, to the 369th District
26 Court.

27 (b) When a case is transferred as provided by Subsection (a)

1 of this section, all processes, writs, bonds, recognizances, or
2 other obligations issued from the 12th District Court are
3 returnable to the 369th District Court as if originally issued by
4 that court. The obligees on all bonds and recognizances taken in
5 and for the 12th District Court and all witnesses summoned to appear
6 in the 12th District Court are required to appear before the 369th
7 District Court as if originally required to appear before that
8 court.

9 SECTION 7. The person serving as district attorney for the
10 12th Judicial District on September 1, 2013, unless otherwise
11 removed from office, continues to serve in that office as
12 redesignated as the district attorney for the 369th Judicial
13 District for the term to which elected or appointed.

14 SECTION 8. This Act takes effect September 1, 2013.