1-1 By: Eltife   S.B. No. 1806
1-2   (In the Senate - Filed March 8, 2013; March 25, 2013, read
1-3 first time and referred to Committee on Jurisprudence;
1-4 April 11, 2013, reported favorably by the following vote:
1-5 Yeas 5, Nays 0; April 11, 2013, sent to printer.)

1-6   COMMITTEE VOTE

1-7		Yea	Nay	Absent	PNV
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 Harrison County Court at Law.
1-18   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:
1-19   SECTION 1. Section 25.1042, Government Code, is amended by
1-20 adding Subsection (a) to read as follows:
1-21   (a) In addition to the jurisdiction provided by Section
1-22 25.0003 and other law, a county court at law in Harrison County has
1-23 concurrent jurisdiction with the district court, on assignment of a
1-24 district judge presiding in Harrison County, in felony cases other
1-25 than capital murder cases. This subsection expires January 1,
1-26 2015.
1-27   SECTION 2. Effective January 1, 2015, Section 25.1042,
1-28 Government Code, is amended by adding Subsection (a) to read as
1-29 follows:
1-30   (a) In addition to the jurisdiction provided by Section
1-31 25.0003 and other law, a county court at law in Harrison County has
1-32 concurrent jurisdiction with the district court, on assignment of a
1-33 district judge presiding in Harrison County, in:
1-34   (1) felony cases other than capital murder cases;
1-35   (2) family law cases and proceedings; and
1-36   (3) civil cases.
1-37   SECTION 3. Section 25.1042, Government Code, is amended by
1-38 adding Subsections (b), (c), and (d) to read as follows:
1-39   (b) Assignment and transfer of cases under Subsection (a) is
1-40 at the discretion of the judge of the district court making the
1-41 assignment. Assignment or transfer from a county court at law to a
1-42 district court is governed by Section 74.121(b)(1).
1-43   (c) The district clerk serves as clerk of a county court at
1-44 law in cases assigned under Subsection (a), and the county clerk
1-45 serves as clerk of the court in all other cases.
1-46   (d) A party to a case assigned under Subsection (a) may
1-47 request a jury of 12 persons if the party makes the request not
1-48 later than the 30th day before the trial date. A party who does not
1-49 make a timely request under this subsection waives the right to
1-50 request a 12-person jury and the case will proceed with a six-person
1-51 jury.
1-52   SECTION 4. Subsection (g), Section 25.1042, Government
1-53 Code, is amended to read as follows:
1-54   (g) The criminal district attorney is entitled to the same
1-55 fees prescribed by law for prosecutions in the county court, except
1-56 that in cases assigned under Subsection (a), the criminal district
1-57 attorney is entitled to the same fees prescribed by law for
1-58 prosecutions in district court.
1-59   SECTION 5. Subsection (a), Section 25.1042, Government
1-60 Code, as added by Section 1 of this Act, applies only to an action
1-61 filed in a district court in Harrison County on or after the

2-1   effective date of this Act. An action filed in a district court in
2-2   Harrison County before the effective date of this Act is governed by
2-3   the law in effect on the date the action was filed, and the former
2-4   law is continued in effect for that purpose.
2-5   SECTION 6. Subsection (a), Section 25.1042, Government
2-6   Code, as added by Section 2 of this Act, applies only to an action
2-7   filed in a district court in Harrison County on or after January 1,
2-8   2015. An action filed in a district court in Harrison County before
2-9   January 1, 2015, is governed by the law in effect on the date the
2-10   action was filed, and the former law is continued in effect for that
2-11   purpose.
2-12   SECTION 7. Except as otherwise provided by this Act, this
2-13   Act takes effect September 1, 2013.

2-14   * * * * *