

By: Kuempel

H.B. No. 1591

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the powers and duties of, and the application of the
3 professional prosecutors law to, the county attorney of Guadalupe
4 County and to abolishing the office of district attorney of the 25th
5 Judicial District.

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

7 SECTION 1. Subchapter B, Chapter 45, Government Code, is
8 amended by adding Section 45.194 to read as follows:

9 Sec. 45.194. GUADALUPE COUNTY. (a) In Guadalupe County the
10 county attorney of Guadalupe County shall perform the duties
11 imposed on and have the powers conferred on district attorneys by
12 general law and is entitled to be compensated by the state in the
13 manner and amount set by general law relating to the salary paid to
14 district attorneys by the state.

15 (b) The county attorney of Guadalupe County or the
16 Commissioners Court of Guadalupe County may accept gifts or grants
17 from any individual, partnership, corporation, trust, foundation,
18 association, or governmental entity for the purpose of financing or
19 assisting the operation of the office of county attorney in
20 Guadalupe County. The county attorney shall account for and report
21 to the commissioners court all gifts or grants accepted under this
22 subsection.

23 SECTION 2. Section 46.002, Government Code, is amended to
24 read as follows:

1 Sec. 46.002. PROSECUTORS SUBJECT TO CHAPTER. This chapter
2 applies to the state prosecuting attorney, all county prosecutors,
3 and the following state prosecutors:

4 (1) the district attorneys for Kenedy and Kleberg
5 Counties and for the 1st, 2nd, 8th, 9th, 18th, 21st, 23rd, [~~25th,~~
6 26th, 27th, 29th, 31st, 32nd, 33rd, 34th, 35th, 36th, 38th, 39th,
7 42nd, 43rd, 46th, 47th, 49th, 50th, 51st, 52nd, 53rd, 63rd, 64th,
8 66th, 69th, 70th, 76th, 79th, 81st, 83rd, 84th, 85th, 88th, 90th,
9 97th, 100th, 105th, 106th, 109th, 110th, 112th, 118th, 119th,
10 123rd, 142nd, 143rd, 145th, 156th, 159th, 173rd, 196th, 198th,
11 216th, 220th, 229th, 235th, 253rd, 258th, 259th, 266th, 268th,
12 271st, 286th, 287th, 329th, 344th, 349th, 355th, 369th, 452nd, and
13 506th judicial districts;

14 (2) the criminal district attorneys for the counties
15 of Anderson, Austin, Bastrop, Bexar, Bowie, Brazoria, Caldwell,
16 Calhoun, Cass, Collin, Comal, Dallas, Deaf Smith, Denton, Eastland,
17 Fannin, Galveston, Grayson, Gregg, Harrison, Hays, Hidalgo,
18 Jasper, Jefferson, Kaufman, Lubbock, McLennan, Madison, Navarro,
19 Newton, Panola, Polk, Randall, Rockwall, San Jacinto, Smith,
20 Tarrant, Taylor, Tyler, Upshur, Van Zandt, Victoria, Walker,
21 Waller, Wichita, Wood, and Yoakum; and

22 (3) the county attorneys performing the duties of
23 district attorneys in the counties of Andrews, Callahan, Cameron,
24 Castro, Colorado, Crosby, Ellis, Falls, Freestone, Gonzales,
25 Guadalupe, Lamar, Lamb, Lampasas, Lavaca, Lee, Limestone, Marion,
26 Milam, Morris, Ochiltree, Oldham, Orange, Rains, Red River,
27 Robertson, Rusk, Swisher, Terry, Webb, and Willacy.

1 SECTION 3. Section 43.112, Government Code, as amended by
2 Chapters 644 (H.B. 717) and 872 (H.B. 696), Acts of the 83rd
3 Legislature, Regular Session, 2013, is repealed.

4 SECTION 4. On January 1, 2017, the office of district
5 attorney for the 25th Judicial District is abolished.

6 SECTION 5. This Act takes effect January 1, 2017.