

BILL ANALYSIS

C.S.H.B. 3900
By: Pacheco
Judiciary & Civil Jurisprudence
Committee Report (Substituted)

BACKGROUND AND PURPOSE

It has been suggested that unnecessary red tape in the administrative process of County Courts at Law Nos. 2 and 3 of Bexar County could be eliminated by removing a requirement that appointment of a deputy clerk to such courts be confirmed in writing by the applicable judge. C.S.H.B. 3900 removes that requirement and makes certain other changes relating to the compensation of deputy clerks for statutory county courts in this county.

CRIMINAL JUSTICE IMPACT

It is the committee's opinion that this bill does not expressly create a criminal offense, increase the punishment for an existing criminal offense or category of offenses, or change the eligibility of a person for community supervision, parole, or mandatory supervision.

RULEMAKING AUTHORITY

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

ANALYSIS

C.S.H.B. 3900 amends the Government Code to remove the following provisions relating to deputy clerks appointed to statutory county courts of Bexar County:

- a provision making the appointment of a deputy clerk of County Court at Law No. 2 or 3 effective on the written confirmation of the judge of the court to which the deputy clerk is assigned;
- a provision establishing that the deputy clerk of County Court at Law No. 2 or 3 serves at the pleasure of the judge of the court to which the clerk is assigned; and
- provisions entitling a deputy clerk of a statutory county court of Bexar County to the same amount of compensation received by the deputy clerks of the other statutory county courts in the county and requiring the deputy clerk's salary to be paid in equal monthly installments.

EFFECTIVE DATE

On passage, or, if the bill does not receive the necessary vote, September 1, 2021.

COMPARISON OF ORIGINAL AND SUBSTITUTE

While C.S.H.B. 3900 may differ from the original in minor or nonsubstantive ways, the following summarizes the substantial differences between the introduced and committee substitute versions of the bill.

The substitute removes provisions entitling a deputy clerk of a statutory county court of Bexar County to the same amount of compensation received by the deputy clerks of the other statutory

county courts in the county and requiring the deputy clerk's salary to be paid in equal monthly installments. The original did not remove those provisions.

The original did not specify an effective date for the bill. The substitute specifies that the bill takes effect on passage or September 1, 2021, if the bill does not receive the necessary vote for immediate effect.