88R13071 TSS-F

By:  Clardy H.B. No. 4081

A BILL TO BE ENTITLED

AN ACT

relating to the referral of certain proceedings to an associate judge and requests for reimbursement of all or part of the associate judge's salary.

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

SECTION 1.  Section 54A.004, Government Code, is amended by adding Subsection (d) to read as follows:

(d)  The commissioners court of a county may submit a request to the Texas Judicial Council for reimbursement of all or part of the salary paid to an associate judge to whom judges in the county give preference when referring cases under Section 54A.006(a)(11) to be paid from money appropriated to the council for the purposes of border security. The council may adopt rules to implement this subsection.

SECTION 2.  Section 54A.006(a), Government Code, is amended to read as follows:

(a)  A judge may refer to an associate judge any matter arising out of a criminal case involving:

(1)  a negotiated plea of guilty or no contest before the court;

(2)  a bond forfeiture;

(3)  a pretrial motion;

(4)  a writ of habeas corpus;

(5)  an examining trial;

(6)  an occupational driver's license;

(7)  an appeal of an administrative driver's license revocation hearing;

(8)  a civil commitment matter under Subtitle C, Title 7, Health and Safety Code;

(9)  setting, adjusting, or revoking bond;

(10)  the issuance of search warrants, including a search warrant under Article 18.02(a)(10), Code of Criminal Procedure, notwithstanding Article 18.01(c), Code of Criminal Procedure; [~~and~~]

(11)  alleged conduct constituting the offense of criminal trespass under Section 30.05, Penal Code, engaged in by a person not lawfully present in the United States; and

(12)  any other matter the judge considers necessary and proper.

SECTION 3.  This Act takes effect September 1, 2023.