

By: Clardy

H.B. No. 4081

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the referral of certain proceedings to an associate
3 judge and requests for reimbursement of all or part of the associate
4 judge's salary.

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

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

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

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

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

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

21 (2) a bond forfeiture;

22 (3) a pretrial motion;

23 (4) a writ of habeas corpus;

24 (5) an examining trial;

- 1 (6) an occupational driver's license;
- 2 (7) an appeal of an administrative driver's license
3 revocation hearing;
- 4 (8) a civil commitment matter under Subtitle C, Title
5 7, Health and Safety Code;
- 6 (9) setting, adjusting, or revoking bond;
- 7 (10) the issuance of search warrants, including a
8 search warrant under Article 18.02(a)(10), Code of Criminal
9 Procedure, notwithstanding Article 18.01(c), Code of Criminal
10 Procedure; ~~and~~
- 11 (11) alleged conduct constituting the offense of
12 criminal trespass under Section 30.05, Penal Code, engaged in by a
13 person not lawfully present in the United States; and
- 14 (12) any other matter the judge considers necessary
15 and proper.

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