

By: Holt

H.B. No. 4388

A BILL TO BE ENTITLED

1 AN ACT

2 relating to judicial authority and duties.

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

4 SECTION 1. Section 21.001, Government Code, is amended by
5 adding Subsections (d) and (e) to read as follows:

6 (d) A person holding judicial office may not abandon,
7 abdicate, or otherwise relinquish the person's judicial authority
8 or duties vested in the office by the Texas Constitution, a state
9 statute, or the Code of Judicial Conduct.

10 (e) A person holding judicial office is subject to Section
11 1-a, Article V, Texas Constitution, and the Code of Judicial
12 Conduct regardless of whether the court the person serves has civil
13 or criminal jurisdiction.

14 SECTION 2. Subchapter B, Chapter 81, Local Government Code,
15 is amended by adding Section 81.0292 to read as follows:

16 Sec. 81.0292. PROHIBITED DELEGATION OF JUDICIAL AUTHORITY.

17 A commissioners court of a county may not adopt or enforce an order,

18 rule, or other measure that delegates the authority or duties

19 vested in a judicial office except as specifically authorized by

20 law.

21 SECTION 3. This Act takes effect September 1, 2025.