

1 AN ACT

2 relating to the inclusion of a magistrate's name on certain signed
3 orders.

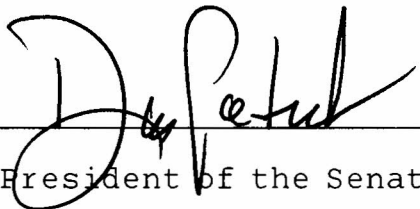
4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Chapter 2, Code of Criminal Procedure, is
6 amended by adding Article 2.101 to read as follows:

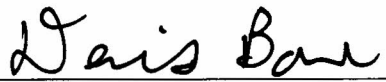
7 Art. 2.101. MAGISTRATE'S NAME ON SIGNED ORDER. Any signed
8 order that is issued by a magistrate under this code or any signed
9 order pertaining to a criminal matter that is issued by a magistrate
10 under the Family Code, the Government Code, or other law of this
11 state must include, with the magistrate's signature, the
12 magistrate's name in legible handwriting, legible typewritten
13 form, or legible stamp print.

14 SECTION 2. The change in law made by this Act in adding
15 Article 2.101, Code of Criminal Procedure, applies to a signed
16 order issued by a magistrate on or after the effective date of this
17 Act. A signed order issued by a magistrate before the effective
18 date of this Act is governed by the law in effect on the date the
19 order was issued, and the former law is continued in effect for that
20 purpose.

21 SECTION 3. This Act takes effect September 1, 2019.



President of the Senate



Speaker of the House

I certify that H.B. No. 93 was passed by the House on April 10, 2019, by the following vote: Yeas 145, Nays 0, 2 present, not voting.



Chief Clerk of the House

I certify that H.B. No. 93 was passed by the Senate on May 21, 2019, by the following vote: Yeas 31, Nays 0.



Secretary of the Senate

APPROVED: _____

Date

Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE

4:45 pm O'CLOCK

JUN 15 2019



Secretary of State

PROCLAMATION
BY THE
Governor of the State of Texas
41-3632

TO ALL TO WHOM THESE PRESENTS SHALL COME:

Pursuant to Article IV, Section 14, of the Texas Constitution, I, Greg Abbott, Governor of Texas, do hereby disapprove of and veto House Bill No. 93 as passed by the Eighty-Sixth Texas Legislature, Regular Session, because of the following objections:

House Bill 93 would mandate that all orders by magistrate judges not only be signed, but also include the magistrate's name in legible print or writing. Yet it does not address what the consequences would be if the magistrate's name is not printed in the form prescribed, which could create loopholes for opportunistic litigants and prompt needless challenges to court orders. The author may have intended to address the integrity of court orders against possible forgery, but the bill as drafted is not the right answer.

Since the Eighty-Sixth Texas Legislature, Regular Session, by its adjournment has prevented the return of this bill, I am filing these objections in the office of the Secretary of State and giving notice thereof by this public proclamation according to the aforementioned constitutional provision.



IN TESTIMONY WHEREOF, I have signed my name officially and caused the Seal of the State to be affixed hereto at Austin, this 15th day of June, 2019.

A handwritten signature in cursive script that reads "Greg Abbott".

GREG ABBOTT
Governor of Texas

ATTESTED BY:

A handwritten signature in cursive script that reads "Joe Esparza".

JOE ESPARZA
Deputy Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:45 pm O'CLOCK

JUN 15 2019