

AN ACT

relating to application of the professional prosecutors law to the district attorney for the 112th Judicial District.

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

SECTION 1. Section 46.002, Government Code, is amended to read as follows:

Sec. 46.002. PROSECUTORS SUBJECT TO CHAPTER. This chapter applies to all county prosecutors and to the following state prosecutors:

(1) the district attorneys for the 1st, 2nd, 8th, 9th, 12th, 18th, 21st, 23rd, 25th, 26th, 27th, 29th, 31st, 32nd, 33rd, 34th, 35th, 36th, 38th, 42nd, 43rd, 47th, 49th, 50th, 51st, 52nd, 53rd, 63rd, 64th, 66th, 69th, 70th, 76th, 81st, 83rd, 84th, 85th, 88th, 90th, 97th; 100th, 105th, 106th, 110th, 112th, 118th, 119th, 123rd, 142nd, 145th, 156th, 159th, 173rd, 196th, 198th, 216th, 220th, 229th, 235th, 253rd, 258th, 259th, 266th, 268th, 271st, 278th, 286th, 329th, 349th, and 355th judicial districts;

(2) the criminal district attorneys for the counties of Anderson, Austin, Bastrop, Bexar, Bowie, Brazoria, Caldwell, Calhoun, Cass, Collin, Comal, Dallas, Deaf Smith, Denton, Eastland, Galveston, Grayson, Gregg, Harrison, Hays, Hidalgo, Jasper, Jefferson, Kaufman, Lubbock, McLennan, Madison, Navarro, Newton, Panola, Polk, Randall, Rockwall, San Jacinto, Smith, Tarrant, Taylor, Tyler, Upshur, Van Zandt, Victoria, Walker, Waller,

1 Wichita, Wood, and Yoakum; and

2 (3) the county attorneys performing the duties of
3 district attorneys in the counties of Andrews, Callahan, Cameron,
4 Castro, Colorado, Crosby, Ellis, Falls, Fannin, Freestone, Lamar,
5 Lamb, Lampasas, Lee, Limestone, Marion, Milam, Morris, Ochiltree,
6 Orange, Rains, Red River, Robertson, Rusk, Terry, Webb, and
7 Willacy.

8 SECTION 2. Section 43.152, Government Code, is amended to
9 read as follows:

10 Sec. 43.152. 112TH JUDICIAL DISTRICT. ~~[(a)]~~ The voters of
11 the 112th Judicial District elect a district attorney.

12 ~~[(b) The commissioners court of one or more of the counties~~
13 ~~comprising the district may supplement the state salary of the~~
14 ~~district attorney by an additional salary of \$4,800 a year. The~~
15 ~~supplemental salary may be paid from the officers' salary funds of~~
16 ~~the counties, if adequate. If the officers' salary fund of a county~~
17 ~~is inadequate, the commissioners court shall transfer the necessary~~
18 ~~funds from the general fund of the county to the officers' salary~~
19 ~~fund.]~~

20 SECTION 3. This Act takes effect September 1, 2005.

David Dewhurst

President of the Senate

Tom Craddick

Speaker of the House

I hereby certify that S.B. No. 441 passed the Senate on March 31, 2005, by the following vote: Yeas 30, Nays 0. _____

Patsy Spaw
Secretary of the Senate

I hereby certify that S.B. No. 441 passed the House on May 9, 2005, by a non-record vote. _____

Robert Haney
Chief Clerk of the House

Approved:

17 MAY 05

Date

Rick Perry
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
7 PM O'CLOCK

Roger Williams
Secretary of State