

Chapter 832

H.B. No. 4199

AN ACT

relating to the Harrison County Court at Law.

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

SECTION 1. Section 25.1042, Government Code, is amended by amending Subsections (a), (d), and (g) and adding Subsection (h) to read as follows:

(a) In addition to the jurisdiction provided by Section 25.0003 and other law, a county court at law in Harrison County has concurrent jurisdiction with the district court, on assignment of a district judge presiding in Harrison County, in:

(1) family law cases and proceedings;

(2) felony cases other than capital murder cases; and

(3) civil cases.

(d) A party to a case assigned under Subsection (a) may request a jury of 12 persons if the party makes the request not later than the 30th day before the trial date. Except as provided by Subsection (h), a [A] party who does not make a timely request under this subsection waives the right to request a 12-person jury and the case will proceed with a six-person jury.

(g) The criminal district attorney is entitled to the same fees prescribed by law for prosecutions in the county court, except that in cases assigned under Subsection (a), the criminal district attorney is entitled to the same fees prescribed by law for prosecutions in a district court.

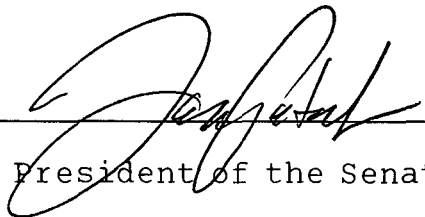
1 (h) A jury must be composed of 12 members in:

2 (1) any civil case pending in which the amount in
3 controversy is \$200,000 or more; and

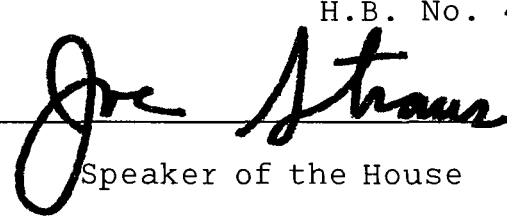
4 (2) any felony case.

5 SECTION 2. Section 25.1042(a), Government Code, as amended
6 by this Act, and Section 25.1042(h), Government Code, as added by
7 this Act, apply only to an action filed on or after the effective
8 date of this Act. An action filed before the effective date of this
9 Act is governed by the law in effect on the date the action was
10 filed, and the former law is continued in effect for that purpose.

11 SECTION 3. This Act takes effect September 1, 2015.



President of the Senate



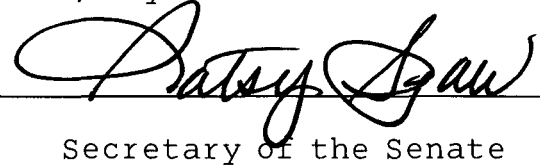
Speaker of the House

I certify that H.B. No. 4199 was passed by the House on May 15, 2015, by the following vote: Yeas 138, Nays 1, 2 present, not voting.




Chief Clerk of the House

I certify that H.B. No. 4199 was passed by the Senate on May 26, 2015, by the following vote: Yeas 31, Nays 0.

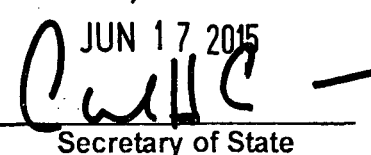


Secretary of the Senate

APPROVED: 6-11-2015
Date



Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
4:09 pm O'CLOCK
JUN 17 2015


Secretary of State

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 20, 2015

TO: Honorable Kelly Hancock, Chair, Senate Committee on Administration

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB4199 by Paddie (Relating to the Harrison County Court at Law.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend the Government Code to modify the jurisdiction of a county court in Harrison County to include felony cases other than capital murder and civil cases, as assigned by a district judge. The bill specifies the criminal district attorney, who is assigned a case, would be entitled to the same fees prescribed by law for prosecutions in a district court. The bill would require a jury to be composed of 12 members in a civil case if the amount in controversy exceeds \$200,000 and in any felony case.

The Office of Court Administration reported no significant impact to the state court system is anticipated.

Local Government Impact

Because the bill would not have statewide impact on units of local government of the same type or class, no comment from this office is required by the rules of the House/Senate as to its probable fiscal implication on units of local government.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council

LBB Staff: UP, KK, FR, SD, EK, KVe

**LEGISLATIVE BUDGET BOARD
Austin, Texas**

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 8, 2015

TO: Honorable John T. Smithee, Chair, House Committee on Judiciary & Civil Jurisprudence

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB4199 by Paddie (Relating to the Harrison County Court at Law.), **Committee Report
1st House, Substituted**

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LBB Staff: UP, FR, SD, EK, KVe

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 84TH LEGISLATIVE REGULAR SESSION

May 4, 2015

TO: Honorable John T. Smithee, Chair, House Committee on Judiciary & Civil Jurisprudence

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB4199 by Paddie (Relating to the Harrison County Court at Law.), **As Introduced**

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THE MARSHALL
NEWS MESSENGER

The Marshall News Messenger

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Marshall, TX 75670

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NOTICE

Notice is hereby given pursuant to Texas Government Code Section 313.002, that the Commissioners Court of Harrison County, Texas, a political subdivision of the State of Texas, did on March 9, 2015 and by unanimous vote, passed a resolution that will request the Texas Legislature to pass a bill (ENABLING LEGISLATION) to become law for the future expansion of the jurisdiction of the Harrison County Statutory County Court at Law to give said County Court at Law concurrent jurisdiction with the District Court in matters of felony criminal, exclusive of Capital Murder (effective upon passage), and civil cases with amount in controversy over \$200,000.00 (effective upon passage). The passage of said law shall be for the creation of additional statutory jurisdiction of the County Court at Law to serve the citizens of Harrison County. This notice and action is necessary as the State Legislature must first create the statute allowing Harrison County to add jurisdiction to the County Court at Law. When jurisdiction is expanded by the legislation, this action will be in the best interest of the citizens and taxpayers of Harrison County, enabling a more efficient administration of justice by improving the flow of the justice process from arrest to final disposition of criminal cases, as well as improve the processing of civil cases, over all of which such court shall have concurrent jurisdiction with District Court.
Publish: March 11, 2015
Hugh Taylor, County Judge

AFFIDAVIT OF PUBLICATION

State of Texas)

County of Harrison)

This Affidavit of Publication for the Marshall News Messenger, a daily newspaper of general circulation, printed and published at Marshall, hereby certifies that the attached legal notice, ad # 447728, was published in said newspaper on March 11, 2015, and that copies of each paper in which said Public Notice was published were delivered by carriers to the subscribers of said paper, according to their accustomed mode of business in this office.

Dianne Gray
for the Marshall News Messenger

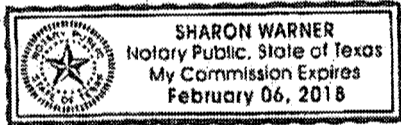
The above Affidavit and Certificate of Publication was subscribed and sworn to before me by the above-named Dianne Gray, who is personally known to me to be the identical person in the above certificate on this 13th day of

March, 2015.

Sharon Warner

Notary Public in and for
State of Texas)
County of Harrison)

My commission expires 2-6-18



RECEIVED

MAR 20 2015

PURCHASING AGENT

**Proof of Ad
Ad # 447728**

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