

BILL ANALYSIS

Senate Research Center
77R754 AEI-D

H.B. 535
By: Thompson (Wentworth)
Jurisprudence
5/4/2001
Engrossed

DIGEST AND PURPOSE

Under current law, a former or retired statutory county court judge is authorized by the presiding judge to be appointed as a visiting judge to hear matters in a statutory county court under certain circumstances. H.B. 535 requires a court clerk of a statutory county court to enter in an administrative file, rather than the minutes of the court, a record containing information concerning the appointment of certain visiting judges.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 25.0018, Government Code, as follows:

Sec. 25.0018. RECORD. (a) Requires the clerk, when a retired or former judge is appointed as a visiting judge, to enter in the administrative file, rather than minutes, as a part of the proceedings in the cause a record that gives the visiting judge's name and shows that the judge of the court was disqualified, absent, or disabled to try the cause, the visiting judge was appointed and the oath of office prescribed by law for a retired or former judge who is appointed as a visiting judge was duly administered to the visiting judge and filed with the regional presiding judge.

(b) Defines "administrative file."

SECTION 2. Amends Section 25.00221(e), Government Code, as added by Chapter 960, Acts of the 76th Legislature, Regular Session, 1999, to make a conforming change.

SECTION 3. Amends Section 25.00221, Government Code, as added by Chapter 960, Acts of the 76th Legislature, Regular Session, 1999, to make a conforming change.

SECTION 4. Effective date: September 1, 2001.

SECTION 5. Makes application of this Act prospective.