

CHAPTER 773

H.B. No. 2458

An Act relating to the duties of the county attorney of Fayette County and to the election and duties of the district attorney of the 155th Judicial District.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. DUTIES OF COUNTY ATTORNEY. The county attorney of Fayette County shall perform the duties imposed on and have the powers conferred on district attorneys by the general law of this state in Fayette County.

SECTION 2. CONFORMING AMENDMENT. Section 5(a), Chapter 509, Acts of the 55th Legislature, Regular Session, 1957 (Article 199(155), Vernon's Texas Civil Statutes), is amended to read as follows:

(a) *The district attorney of the 155th Judicial District is elected only from Austin and Waller counties. The district attorney of the 155th Judicial District shall perform the duties imposed and have the powers conferred on district attorneys by the general law of this state in Austin and Waller counties. The district attorney may not perform the duties of and may not exercise the powers conferred on district attorneys in Fayette County. [The District Attorney of the 155th Judicial District composed of Austin, Fayette, and Waller counties shall be appointed by the Governor. The person appointed shall hold office until the next general election and until his successor is elected and has qualified. The District Attorney of the 155th Judicial District shall be entitled to the compensation prescribed by law.]*

SECTION 3. TERM OF OFFICE OF DISTRICT ATTORNEY. This Act does not affect the term of office of the person elected as district attorney for the 155th Judicial District in 1984, and that person is entitled to serve for the remainder of the term for which he was elected unless removed under other law.

SECTION 4. EFFECTIVE DATE. This Act takes effect September 1, 1985.

SECTION 5. EMERGENCY. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed by the House on May 17, 1985, by a non-record vote; passed by the Senate on May 26, 1985, by the following vote: Yeas 31, Nays 0.

Approved: June 14, 1985

Effective: September 1, 1985