

CHAPTER 168

S.B. No. 1327

An Act relating to the prosecution of offenses in Coleman County and to the compensation and office expenses of the county attorney of Coleman County; adding Subsections (g) and (h) to Section 6 of Section 2, Chapter 184, Acts of the 57th Legislature, Regular Session, 1961, as amended (Article 326k-62, Vernon's Texas Civil Statutes).

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

SECTION 1. Section 6 of Section 2, Chapter 184, Acts of the 57th Legislature, Regular Session, 1961, as amended (Article 326k-62, Vernon's Texas Civil Statutes), is amended by adding Subsections (g) and (h) to read as follows:

“(g) The district attorney of the 35th Judicial District shall assist the county attorney in Coleman County on his request, or, in the event of the inability of the county attorney to act, on appointment by the judge of the 35th District Court. If there is no county attorney in Coleman County, or if the county attorney does not elect to perform the duties of district attorney before the 35th District Court as provided by Subsection (d) of this section, the district attorney of the 35th Judicial District shall perform the duties of district attorney before that court in Coleman County.

“(h) If the county attorney of Coleman County performs the duties of district attorney before the district courts in Coleman County as provided by Subsection (d) of this section, the county attorney is entitled to receive from the state a salary of \$5,000 a year. The county attorney may not receive that salary for a period of time during which the county attorney does not perform those duties. The county attorney may not receive that salary unless he certifies to the comptroller of public accounts that he is performing the duties of district attorney as required and must notify the comptroller immediately if he ceases to perform those duties. The county attorney is also entitled to receive funds from the state for the payment of staff salaries and other office expenses at the same rate as provided in the General Appropriations Act for a district attorney in a single-county district for a period during which the county attorney performs the duties of district attorney.”

SECTION 2. 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, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed the Senate on April 18, 1985, by the following vote: Yeas 31, Nays 0; passed the House on May 9, 1985, by the following vote: Yeas 145, Nays 0, one present not voting.

Approved: May 24, 1985

Effective: Immediately