

CHAPTER 81**S.B. No. 362**

An Act relating to the jurisdiction of the 82nd District Court and to the jurisdiction of the county courts in that judicial district; amending Section 2, Subdivision 82, Article 199, Revised Statutes.

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

SECTION 1. FALLS COUNTY COURT JURISDICTION. Notwithstanding Section 1, Chapter 89, General Laws, Acts of the 35th Legislature, Regular Session, 1917, the County Court of Falls County has:

- (1) the general jurisdiction of a probate court;
- (2) juvenile jurisdiction as provided by Chapter 178, Acts of the 66th Legislature, Regular Session, 1979 (Article 2338-1.1, Vernon's Texas Civil Statutes); and
- (3) original and appellate jurisdiction in all matters over which county courts have jurisdiction under the constitution and laws of this state.

SECTION 2. ROBERTSON COUNTY COURT JURISDICTION. Notwithstanding Section 15, Chapter 96, General Laws, Acts of the 35th Legislature, Regular Session, 1917, the County Court of Robertson County has:

- (1) the general jurisdiction of a probate court;
- (2) juvenile jurisdiction as provided by Chapter 178, Acts of the 66th Legislature, Regular Session, 1979 (Article 2338-1.1, Vernon's Texas Civil Statutes); and
- (3) original and appellate jurisdiction in all matters over which county courts have jurisdiction under the constitution and general laws of this state.

SECTION 3. CONFORMING AMENDMENT. Section 2, Subdivision 82, Article 199, Revised Statutes, is amended to read as follows:

"Section 2. The District Court of the 82nd Judicial District shall have all the jurisdiction prescribed by the constitution and laws of this state for district courts [~~and also shall have and exercise original and appellate jurisdiction in all civil and criminal matters and causes over which the county courts have original or appellate jurisdiction.~~]"

SECTION 4. TRANSFER OF CASES. When the jurisdiction of the courts changes as provided by this Act, all cases are transferred to the appropriate court. All process, writs, bonds, recognizances, or other obligation issued or made in the transferred cases shall be returned to and filed in the court to which the cases are transferred. All bonds executed and recognizances entered into in those cases bind the parties for their appearance or to fulfill the obligations of the

bonds or recognizances in the court to which the cases are transferred. All process issued or returned before transfer of the cases and all bonds and recognizances taken before transfer are valid and binding as though originally issued out of the court to which the cases are transferred. Jurisdiction over judgments rendered before the jurisdiction of the courts changes as provided by this Act is not transferred, and the courts retain jurisdiction for the enforcement of those judgments. The clerk of a court from which jurisdiction is transferred as provided by this Act shall promptly file with the clerk to which jurisdiction is transferred all original papers, judge's dockets, and certified copies of any interlocutory judgments or orders entered in the cases transferred. The clerk shall also transfer all remaining cost deposits, jury fees, and any other matters necessary to the transfer of the cases.

SECTION 5. EFFECTIVE DATE. This Act takes effect September 1, 1985.

SECTION 6. 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 the Senate on March 28, 1985, by the following vote: Yeas 31, Nays 0; passed the House on May 2, 1985, by the following vote: Yeas 138, Nays 0, one present not voting.

Approved: May 8, 1985

Effective: September 1, 1985