

CHAPTER 83

H.B. No. 783

AN ACT

relating to the municipal courts of record of Wichita Falls.

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

SECTION 1. Section 30.115, Government Code, is amended to read as follows:

Sec. 30.115. CLERK. The ~~[governing body of the]~~ *citymanager* shall appoint a clerk of the municipal courts of record. The clerk or the clerk's deputies shall keep the records of the municipal courts of record, issue process, and generally perform the duties for the courts that a clerk of a county court at law exercising criminal jurisdiction performs for that court. ~~[The clerk shall perform the duties under the direction and control of the municipal judge.]~~ The clerk holds office at the pleasure of the *city manager and is subject to all city charter provisions, ordinances, and personnel policies relating to non-civil service city employees* ~~[governing body]~~.

SECTION 2. Section 30.116, Government Code, is amended to read as follows:

Sec. 30.116. COURT REPORTER. The ~~[governing body of the]~~ city manager shall appoint an official court reporter for the purpose of preserving a record in cases tried before the municipal courts of record. The reporter holds office at the pleasure of the city manager ~~[governing body and is entitled to a salary set by the governing body]~~. The city manager ~~[governing body]~~ may appoint more than one reporter for each court if necessary to dispose of the business of the court without delay. A reporter is not required to record testimony in a case in which neither the defendant, the prosecutor, nor the judge demands it. *If a reporter is not demanded, a statement of facts may be prepared from mechanical, audio, or video recordings of the proceedings* ~~[The reporter shall perform the duties of office under the direction and control of the municipal judge]~~.

SECTION 3. 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 by the House on April 2, 1987, by a non-record vote. Passed by the Senate on April 30, 1987, by the following vote: Yeas 31, Nays 0.

Approved May 12, 1987.

Effective 90 days after date of adjournment.