

## CHAPTER 1045

## S.B. No. 148

## AN ACT

relating to the application of the professional prosecutors law to certain prosecutors.

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

SECTION 1. Effective September 1, 1987, Section 46.002, Government Code, is amended to read as follows:

Sec. 46.002. PROSECUTORS SUBJECT TO CHAPTER. This chapter applies only to the following prosecutors:

(1) the district attorneys for the 2nd, [3rd,] 9th, 12th, 21st, 26th, 27th, 29th, [30th,] 31st, 32nd, 34th, 36th, 38th, [39th,] 43rd, 47th, 51st, 52nd, 63rd, 64th, 66th, 69th, 70th, 76th, 81st, 85th, 90th, 97th, 105th, 106th, 110th, 118th, 119th, 145th, 155th, 159th, 173rd, 196th, 198th, 216th, 220th, 229th, [235th,] 253rd, 266th, 271st, 349th, and 355th judicial districts;

(2) the criminal district attorneys for the counties of *Anderson*, Bastrop, Bexar, *Bowie*, Brazoria, Caldwell, *Calhoun*, Cass, Denton, Eastland, Fort Bend, Galveston, Gregg, Harrison, Hays, Hidalgo, Jackson, *Jasper*, Jefferson, Kaufman, Lubbock, McLennan, Navarro, Randall, Rockwall, Smith, Tarrant, Taylor, Tyler, Upshur, Van Zandt, Victoria, Walker, *Wichita*, and Wood; and

(3) the county attorneys performing the duties of district attorneys in the counties of Andrews, Cameron, Castro, Falls, Fannin, Freestone, Grayson, Limestone, Morris, Ochiltree, *Orange*, Red River, Robertson, Rusk, and Willacy.

SECTION 2. Effective January 1, 1989, Section 46.002, Government Code, is amended to read as follows:

Sec. 46.002. PROSECUTORS SUBJECT TO CHAPTER. This chapter applies only to the following prosecutors:

(1) the district attorneys for the 2nd, [3rd,] 9th, 12th, 21st, 26th, 27th, 29th, [30th,] 31st, [32nd,] 34th, 36th, 38th, [39th,] 43rd, 47th, 49th, 51st, 52nd, 63rd, 64th, 66th, 69th, 70th, 76th, 81st, 85th, 90th, 97th, 105th, 106th, 110th, 118th, 119th, 145th, 155th, 159th, 173rd, 196th, 198th, 216th, 220th, 229th, [235th,] 253rd, 266th, 271st, 349th, and 355th judicial districts;

(2) the criminal district attorneys for the counties of *Anderson*, Bastrop, Bexar, *Bowie*, Brazoria, Caldwell, *Calhoun*, Cass, Denton, Eastland, Fort Bend, Galveston,

Gregg, Harrison, Hays, Hidalgo, Jackson, *Jasper*, Jefferson, Kaufman, Lubbock, McLennan, Navarro, Randall, Rockwall, Smith, Tarrant, Taylor, Tyler, Upshur, Van Zandt, Victoria, Walker, *Wichita*, and Wood; and

(3) the county attorneys performing the duties of district attorneys in the counties of Andrews, Cameron, Castro, Falls, Fannin, Freestone, Grayson, Limestone, Morris, Ochiltree, *Orange*, Red River, Robertson, Rusk, and Willacy.

SECTION 3. Subsection (d) of Section 43.128, Subsection (c) of Section 44.119, and Section 45.281, Government Code, are repealed.

SECTION 4. This Act takes effect September 1, 1987.

SECTION 5. 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 February 23, 1987, by a viva-voce vote; May 12, 1987, Senate refused to concur in House amendments and requested appointment of Conference Committee; May 13, 1987, House granted request of the Senate; May 20, 1987, Senate adopted Conference Committee Report by a viva-voce vote. Passed the House, with amendments, on May 8, 1987, by a non-record vote; May 13, 1987, House granted request of the Senate for appointment of Conference Committee; May 19, 1987, House adopted Conference Committee Report by a non-record vote.

Approved June 20, 1987.

Effective Sept. 1, 1987.