

BILL ANALYSIS

Senate Research Center

C.S.S.B. 1173
By: Duncan
Jurisprudence
4-3-97
Committee Report (Substituted)

DIGEST

Currently, the law prohibits one individual from serving in two public offices of emolument. In many smaller cities the activities of a municipal court do not require a full-time judge. These cities have appointed judges who serve as municipal judges in other municipalities. This bill authorizes a municipal court judge to hold that position in more than one municipality.

PURPOSE

As proposed, C.S.S.B. 1173 authorizes a municipal court judge to hold that position in more than one municipality.

RULEMAKING AUTHORITY

This bill does not grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends Section 574.001, Government Code, to authorize a person to hold the office of municipal judge for more than one municipality at the same time if each office is filled by appointment. Provides that holding of these offices at the same time is of benefit to the State of Texas. Makes a conforming change.

SECTION 2. Emergency clause.
Effective date: upon passage.

SUMMARY OF COMMITTEE CHANGES

SECTION 1.

Amends Section 574.001, Government Code, to authorize a person to hold the office of municipal judge for more than one municipality at the same time if each office is filled by appointment. Provides that holding of these offices at the same time is of benefit to the State of Texas.