

BILL ANALYSIS

Senate Research Center

S.J.R. 36
By: Duncan
Jurisprudence
3-21-97
As Filed

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 county.

PURPOSE

As proposed, S.J.R. 36 requires the submission to the voters of a constitutional amendment regarding the authorization of a municipal judge to hold that position in more than one county.

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 40, Article XVI, Texas Constitution, as follows:

Sec. 40. Provides that no person shall hold, at the same time, more than one civil office of emolument, except that of, among others, a judge of a municipal court.

SECTION 2. Requires this proposed constitutional amendment to be submitted to the voters at an election to be held November 4, 1997. Sets forth the required language for the ballot.