

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners' Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2022-2023-Amended-Commissioners-Court-Schedule>). The Commissioners' Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

PLEASE INCLUDE AN EXTRA ORIGINAL FOR CONTRACTS AND AGREEMENTS IF YOU REQUIRE AN ORIGINAL COPY RETURNED FOR YOUR FILES.

The **deadline** for submitting an agenda request with the supporting information is **12:00 noon on the Wednesday immediately preceding Commissioners Court.** This will give ample time for preparation of the agenda.

If you are not representing an organization, board, elected or appointed official, your agenda request must be filed through your respective Commissioner.

***All agreements, contracts and instruments, that otherwise bind the County, must first be approved in form and content by the County Attorney before submitting to the County Judge for the Commissioners Court Agenda.**

Please fill out this form completely:

DATE: 08.30.23 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Krystal Valdez

PHONE: 972-825-5083 FAX: 972-825-5075

DEPARTMENT OR ASSOCIATION: County Clerk

ADDRESS: 109 S. Jackson St.

PREFERRED DATE TO BE PLACED ON AGENDA: 09.05.23

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

1. Approval of Commissioners' Court Regular Meeting Minutes from August 22, 2023.
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ELLIS COUNTY COMMISSIONERS COURT
OFFICIAL MINUTES – AUGUST 22, 2023

THE ELLIS COUNTY COMMISSIONERS COURT MET ON TUESDAY, AUGUST 22, 2023, AT 2:00 P.M., IN THE HISTORIC ELLIS COUNTY COURTHOUSE, COMMISSIONERS COURTROOM (2ND FLOOR) 101 W. MAIN STREET, WAXAHACHIE, TEXAS AT WHICH TIME THE FOLLOWING WAS DISCUSSED AND CONSIDERED, TO-WIT:

MEMBERS PRESENT:

COUNTY JUDGE TODD LITTLE

COUNTY CLERK KRYSTAL VALDEZ

PRECINCT 1 COMMISSIONER RANDY STINSON

PRECINCT 2 COMMISSIONER LANE GRAYSON

PRECINCT 3 COMMISSIONER PAUL PERRY

PRECINCT 4 COMMISSIONER KYLE BUTLER

OPENING COURT:

COUNTY JUDGE CALLS MEETING TO ORDER, DECLARES QUORUM AND DECLARES NOTICES LEGALLY POSTED PURSUANT TO OPEN MEETINGS ACT.

MOTION TO OPEN COURT BY COMMISSIONER PERRY, SECONDED BY COMMISSIONER BUTLER, MOTION CARRIED

INVOCATION AND PLEDGE OF ALLEGIANCE. – *PRECINCT 1 COMMISSIONER RANDY STINSON*

RECOGNITIONS

R1 PROCLAMATION RECOGNIZING SEPTEMBER AS NATIONAL PREPAREDNESS MONTH AND THANKING WAXAHACHIE FOR PARTNERSHIP IN THE ELLIS COUNTY EMERGENCY PREPAREDNESS FAIR ON 09.09.23.

CONSENT AGENDA: MINUTE ORDER 391.23

ADMINISTRATIVE:

A1 APPROVING REGULAR BILLS, PAYROLL AND OFFICER'S REPORTS. – *COUNTY TREASURER CHERYL CHAMBERS*

A2 ACCEPTING OF THE TREASURER'S NOTICE OF LOCAL PROVIDER PARTICIPATION FUND PAYMENT FOR \$451,424.99. – *COUNTY TREASURER CHERYL CHAMBERS*

A3 APPROVING AS AMENDED (AGENDA ITEM A11 WAS STRUCK), THE COMMISSIONERS' COURT REGULAR MEETING MINUTES FROM AUGUST 8, 2023– *COUNTY CLERK KRYSTAL VALDEZ*

A4 APPROVING OF INTERLOCAL WORK BETWEEN THE COUNTY OF ELLIS, PRECINCT 1, AND THE CITY OF WAXAHACHIE FOR INTERLOCAL MINUTE ORDER 467.22. INTERLOCAL WORK INCLUDES BROADHEAD ROAD FROM APRIL LANE TO THE NORTHERN CITY LIMITS, RECLAIMING APPROXIMATELY 3,800' WITH 2-COURSE CHIP SEAL ADDING EARTHLOK STABILIZATION. THE TOTAL COST OF THE PROJECT IS \$107,730.00. – *PRECINCT 1 COMMISSIONER RANDY STINSON*

A5 APPROVING OF THE 2024 SHERIFF AND CONSTABLE FEES IN ACCORDANCE WITH LOCAL GOVERNMENT CODE §118.131. – *SHERIFF BRAD NORMAN*

- A6 ACCEPTING OF THE COUNTY AUDITOR'S MONTHLY REPORT FOR MAY 2023, PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §114.025. – COUNTY AUDITOR JANET MARTIN
- A7 ACCEPTING OF THE COUNTY AUDITOR'S MONTHLY REPORT FOR JUNE 2023, PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §114.025. – COUNTY AUDITOR JANET MARTIN
- A8 ACCEPTING OF THE COUNTY AUDITOR'S MONTHLY REPORT FOR JULY 2023, PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §114.025. – COUNTY AUDITOR JANET MARTIN
- A9 ACCEPTING A TABULATED REPORT OF THE COUNTY'S RECEIPTS AND DISBURSEMENTS OF FUNDS FROM AUGUST 1, 2023 – AUGUST 11, 2023, PURSUANT TO LOCAL GOVERNMENT CODE §114.024. – COUNTY AUDITOR JANET MARTIN
- A10 APPROVING OF THE 2023-2024 ELLIS COUNTY HOLIDAY SCHEDULE, WHICH CORRESPONDS TO PAYROLL AND COMMISSIONERS' COURT DATES. – COUNTY JUDGE TODD LITTLE
- A11 APPROVING THE DEPARTMENT OF DEVELOPMENT'S MONTHLY FINANCIAL REPORT FOR JULY 2023, AS REQUIRED BY CHAPTER 114.044 OF THE TEXAS LOCAL GOVERNMENT CODE. – DEPARTMENT OF DEVELOPMENT DIRECTOR ALBERTO MARES

FINANCIAL:

- F1 FY2023 LINE-ITEM TRANSFER – *THE HONORABLE GENE CALVERT, COUNTY COURT AT LAW #2*
DECREASE 001-0385-508350 (STAFF TRAINING/CONFERENCE) BY \$1,100.00
INCREASE 001-0385-508420 (JUDGE'S CONFERENCE) BY \$1,100.00
- F2 FY2023 LINE-ITEM TRANSFER – *THE HONORABLE WILLIAM WALLACE, 378TH DISTRICT COURT*
DECREASE 001-0190-508880 (COMPUTER SOFTWARE) BY \$1,900.00
DECREASE 001-0190-508020 (EQUIPMENT) BY \$1,673.00
INCREASE 001-0190-508680 (CONTRACT SERVICES) BY \$800.00
INCREASE 001-0190-506980 (LAW BOOKS) BY \$380.00
INCREASE 001-0190-508050 (CONFERENCE) BY \$2,350.00
INCREASE 001-0190-508320 (VISITING JUDGE) BY \$41.00
INCREASE 001-0190-506010 (MILEAGE REIMBURSEMENT) BY \$2.00
- F3 FY2023 LINE-ITEM TRANSFER – *THE HONORABLE CINDY ERMATINGER, 443RD DISTRICT COURT*
DECREASE 001-0200-505020 (SALARIES) BY \$4,142.06
INCREASE 001-0200-508020 (EQUIPMENT) BY \$4,142.06
- F4 FY2023 LINE-ITEM TRANSFER – *THE HONORABLE JACKIE MILLER, JUSTICE OF THE PEACE, PRECINCT 2*
DECREASE 001-0520-508020 (EQUIPMENT) BY \$800.00
INCREASE 001-0520-508010 (SUPPLIES) BY \$500.00
INCREASE 001-0520-508060 (OFFICIAL BOND-DUES) BY \$300.00
- F5 FY2023 LINE-ITEM TRANSFER – *ELECTIONS ADMINISTRATOR JANA ONYON*
DECREASE 001-0210-508040 (POSTAGE) BY \$2,500.00
INCREASE 001-0210-508880 (COMPUTER SOFTWARE) BY \$2,500.00
- F6 FY2023 LINE-ITEM TRANSFER – *MAINTENANCE DIRECTOR KEITH ROBERTS*
DECREASE 001-0020-508100 (AUTO TIRES) BY \$200.00
INCREASE 001-0020-508090 (AUTO REPAIRS) BY \$200.00
- F7 FY2023 LINE-ITEM TRANSFER – *PRECINCT 1 COMMISSIONER RANDY STINSON*
DECREASE 009-0602-570000 (FM1 – CONTINGENCY SURPLUS) BY \$25,000.00

- INCREASE 009-0602-509070 (FM1-TIRES) BY \$5,000.00
 INCREASE 009-0602-509100 (FM1-FUEL) BY \$20,000.00
- F8 FY2023 LINE-ITEM TRANSFER – *INDIGENT HEALTH COORDINATOR TERRI KLEIN*
 DECREASE 001-0110-508050 (CONFERENCE) BY \$130.58
 INCREASE 001-0110-508350 (SAFETY/TRAINING) BY \$130.58
- F9 FY2023 LINE-ITEM TRANSFER – *I.T. DIRECTOR JOCELYN KING*
 DECREASE 001-0035-508050 (CONFERENCE) BY \$1,990.00
 DECREASE 001-0035-505020 (SALARIES-FULL TIME) BY \$5,000.00
 DECREASE 001-0035-506010 (MILEAGE REIMBURSEMENT) BY \$1,000.00
 DECREASE 001-0035-508010 (SUPPLIES) BY \$5,500.00
 INCREASE 001-0035-508190 (COMPUTER EQUIPMENT) BY \$8,600.00
 INCREASE 001-0035-508680 (CONTRACT SERVICES) BY \$4,890.00
- F10 AUTHORIZING THE TREASURER TO PAY ADDITIONAL BRINKS INVOICES IN THE AMOUNT OF \$11,869.10. –
COUNTY TREASURER CHERYL CHAMBERS
- F11 APPROVING FOR THE TAX ASSESSOR TO DISBURSE PROPERTY TAX REFUNDS IN THE AMOUNT OF
 \$14,700.65. – *COUNTY AUDITOR JANET MARTIN*
- F12 ACCEPTING OF FUNDS FROM THE ELLIS COUNTY & DISTRICT ATTORNEY IN THE AMOUNT OF \$170.00 FOR
 RESTITUTION FOR THE ELLIS COUNTY SHERIFF’S OFFICE AS UNANTICIPATED REVENUE. REQUEST FOR SPECIAL
 BUDGET OF UNANTICIPATED REVENUE:
- INCREASE 001-0010-506970 (EVIDENCE ANALYSIS AND TESTING) BY \$170.00
- PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §111.0108, UNANTICIPATED REVENUE CERTIFIED BY
 COUNTY AUDITOR. – *COUNTY AUDITOR JANET MARTIN*
- F13 ACCEPTING OF FUNDS FROM SEDWICK CLAIM MANAGEMENT FOR PARTIAL LOSS OF SO VEHICLE IN THE
 AMOUNT OF \$4,941.47 BY THE ELLIS COUNTY SHERIFF’S OFFICE AS UNANTICIPATED REVENUE. REQUEST
 FOR SPECIAL BUDGET OF UNANTICIPATED REVENUE:
- INCREASE 001-0010-508240 (COLLISION REPAIR) BY \$4,941.97
- PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §111.0108, UNANTICIPATED REVENUE CERTIFIED BY
 COUNTY AUDITOR. – *COUNTY AUDITOR JANET MARTIN*

MOTION TO APPROVE BY COMMISSIONER PERRY, SECONDED BY COMMISSIONER GRAYSON, MOTION CARRIED

REGULAR AGENDA – DISCUSSION, CONSIDERATION AND ACTION:

DEPARTMENT OF DEVELOPMENT

MINUTE ORDER 392.23 (1.1) APPROVING TO RELEASE A PERFORMANCE BOND AND ACCEPT
 MAINTENANCE BONDS FOR BISON MEADOWS. THE PROPERTY CONTAINS ± 111.936 ACRES OF LAND
 LOCATED AT THE INTERSECTION OF FM 813 AND FM 387, IN THE EXTRATERRITORIAL JURISDICTION
 (ETJ) OF THE CITY OF WAXAHACHIE, ROAD AND BRIDGE PRECINCT NO. 1.

MOTION TO APPROVE BY COMMISSIONER STINSON, SECONDED BY COMMISSIONER GRAYSON, MOTION CARRIED

MINUTE ORDER 393.23 (1.2) APPROVING TO RELEASE A PERFORMANCE BOND AND ACCEPT MAINTENANCE BONDS FOR ELLIS RANCH ESTATES NORTH AND SOUTH. THE PROPERTY CONTAINS ± 246.358 ACRES OF LAND LOCATED AT THE NORTH SIDE OF FM 878 ± 5,050 FEET WEST OF THE INTERSECTION OF FM 878 AND RUTHERFORD ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT No. 1.

MOTION TO APPROVE BY COMMISSIONER STINSON, SECONDED BY COMMISSIONER GRAYSON, MOTION CARRIED

MINUTE ORDER 394.23 (1.3) APPROVING TO RELEASE A MAINTENANCE BOND AND ACCEPT INFRASTRUCTURE FOR FERRIS RANCH, PHASE ONE. THIS PROPERTY CONTAINS ± 18.762 ACRES OF LAND LOCATED ± 745 FEET WEST OF THE INTERSECTION OF FM 660 AND INDIA ROAD, FERRIS, ROAD & BRIDGE PRECINCT No. 1.

MOTION TO APPROVE BY COMMISSIONER STINSON, SECONDED BY COMMISSIONER GRAYSON, MOTION CARRIED

MINUTE ORDER 395.23 (1.4) APPROVING A REPLAT OF HAYES & WILLIAMS ESTATES, TRACT 1R, BLOCK A. THE PROPERTY CONTAINS ± 12.759 ACRES OF LAND IN THE M. WILKINS SURVEY, ABSTRACT No. 1142, LOCATED ON THE NORTH SIDE OF JUDY'S LANE, ± 630 FEET WEST OF THE INTERSECTION OF JUDY'S LANE AND MORGAN ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF ITALY, ROAD AND BRIDGE PRECINCT No. 3.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECONDED BY COMMISSIONER BUTLER, MOTION CARRIED

MINUTE ORDER 396.23 (1.5) APPROVING A REPLAT OF PECAN TREE CORNER, LOT 1AR-5AR. THE PROPERTY CONTAINS ± 6.006 ACRES LOCATED ON THE EAST SIDE OF EAST PECAN TREE ROAD, ± 1,200 FEET EAST OF THE INTERSECTION OF EAST PECAN TREE ROAD AND EDNA ROAD, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD AND BRIDGE PRECINCT No. 3.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECONDED BY COMMISSIONER BUTLER, MOTION CARRIED

MINUTE ORDER 397.23 (1.6) APPROVING TO RELEASE A MAINTENANCE BOND AND ACCEPT INFRASTRUCTURE FOR PIONEER POINT, PHASE 5 & 6. THE PROPERTY CONTAINS ± 98.537 ACRES OF LAND, LOCATED NORTH OF CROSSWIND DRIVE BETWEEN RICHARD ROAD AND ARROWHEAD ROAD IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD AND BRIDGE PRECINCT No. 3.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECONDED BY COMMISSIONER BUTLER, MOTION CARRIED

NO ACTION (1.7) DISCUSSION, CONSIDERATION, AND ACTION TO RELEASE A MAINTENANCE BOND AND ACCEPT INFRASTRUCTURE FOR THE CROSS FENCE AT OAK VISTA. THE PROPERTY CONTAINS ± 248.60 ACRES OF LAND IN THE S. B. ORTON SURVEY, ABSTRACT NO. 813, THE J. FIFER SURVEY ABSTRACT NO. 352, AND THE D.M. McNEIL SURVEY NO. 71, LOCATED NORTH OF THE FM 66, ± 6,200 FEET WEST OF ARROWHEAD ROAD, IN THE EXTRATERRITORIAL JURISDICTION'S (ETJ'S) OF THE CITIES OF WAXAHACHIE AND MAYPEARL, ROAD AND BRIDGE PRECINCT NO. 3.

PUBLIC HEARING NO. 1

MOTION TO OPEN P1 BY COMMISSIONER PERRY, SECONDED BY COMMISSIONER GRAYSON, MOTION CARRIED

(P1) CONDUCT A PUBLIC HEARING TO CONSIDER & ACT UPON A REQUEST TO AMEND ITS DEVELOPMENT REGULATIONS, THE ELLIS COUNTY QUALITY GROWTH INITIATIVES – VOLUMES I, II, & III.

MOTION TO CLOSE BY COMMISSIONER BUTLER, SECONDED BY COMMISSIONER GRAYSON, MOTION CARRIED

MINUTE ORDER 398.23 (1.8) APPROVING TO AMEND DEVELOPMENT REGULATIONS, THE ELLIS COUNTY QUALITY GROWTH INITIATIVES – VOLUMES I, II, & III, EFFECTIVE SEPTEMBER 1, 2023. THESE PROPOSED AMENDMENTS WILL PRIMARILY ADDRESS (1) UPDATES TO THE DEVELOPMENT REVIEW PROCESS (PERMITTING, PLATTING, ENGINEERING, CONSTRUCTION, ETC.) AND ENSURE COMPLIANCE WITH RECENT UPDATES TO STATE LAW PER THE 88TH TEXAS STATE LEGISLATURE, (2) AMENDMENTS RELATED TO SPECIAL DISTRICTS, SUBDIVISION BONDS, AND DEFINITIONS, (3) UPDATES TO CURRENT CULVERT & ROAD STANDARDS AND INSPECTIONS/TESTING PROCESSES, AND ANY OTHER CHANGES IN RELATED ARTICLES, SECTIONS, AND PARAGRAPHS, AND ANY OTHER RELATED ADDITIONS, DELETIONS, AND CHANGES, PROVIDING A CONFLICTS CLAUSE, SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE. APPROVING TO REQUIRE THE INCLUSION OF A 6 INCH COMPACTED LAYER OF CEMENT STABILIZED FLEX BASE AT 4%.

MOTION TO APPROVE BY COMMISSIONER GRAYSON, SECONDED BY COMMISSIONER BUTLER, MOTION CARRIED

PURCHASING

MINUTE ORDER 399.23 (2.1) APPROVING TO PURCHASE A 2024 MACK DUMP TRUCK FROM NAFG IN THE AMOUNT OF \$181,768.00 USING SOURCEWELL CONTRACT # 060920-NAF FOR ROAD & BRIDGE PRECINCT 3.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECONDED BY COMMISSIONER BUTLER, MOTION CARRIED

(BREAK 3:05 P.M. – 3:13 P.M.)

MINUTE ORDER 400.23 (2.2) APPROVING TO PURCHASE A 2024 WARREN HALF ROUND PUP TRAILER FROM NAFG IN THE AMOUNT OF \$64,435.00 USING SOURCEWELL CONTRACT # 060920-NAF FOR ROAD & BRIDGE PRECINCT 3.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECONDED BY COMMISSIONER GRAYSON, MOTION CARRIED

MINUTE ORDER 401.23 (2.3) APPROVING TO DECLARE THE LISTED ITEMS AS SURPLUS TO BE DISPOSED IN ACCORDANCE WITH LOCAL GOVERNMENT CODE CHAPTER 263 FOR THE JUSTICE OF THE PEACE, PCT. 4 AND CONSTABLE, PCT. 4:

ITEM TITLE	ITEM DESCRIPTION AND QUANTITY
CUBICLE WORKSTATION	4 PERSON CUBICLE WORKSTATION, 4 EA. UNDER DESK KEYBOARD TRAYS
OFFICE CHAIRS	9 EA. VARIOUS STYLE OFFICE CHAIRS – USED, CONDITION UNKNOWN
METAL FILE CABINETS	1 EA. 3 LATERAL DRAWER, 3 EA. 2 DRAWER- USED, CONDITION UNKNOWN
MISC. COMPUTER EQUIPMENT	6 EA. PRINTER/SCANNERS, 10EA. KEYBOARDS, 4 EA. FLAT SCREEN MONITORS, HP CPU, MISC. CABLES, AND CORDS – USED CONDITION UNKNOWN
AUTOMOBILE JUMP START UNITS	3 EA. BATTERY SUPPLIED AUTO JUMP START UNITS – USED CONDITION UNKNOWN
FLAT SCREEN TV	SAMSUNG 50" FLAT SCREEN TV – SCREEN BROKEN – USED CONDITION UNKNOWN
OFFICE DESKS	2 EA. WOOD OFFICE DESKS, MODULAR DESK SYSTEM – USED CONDITION UNKNOWN
MISC. ELECTRONIC EQUIPMENT	MIDLAND BASE RADIO W/MIC, WIRELESS VISITOR QUEUE SYSTEM, 2 EA. MOBILE VISION IN CAR VIDEO SYSTEMS – USED CONDITION UNKNOWN

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECONDED BY COMMISSIONER STINSON, MOTION CARRIED

MINUTE ORDER 402.23 (2.4) AUTHORIZING TO ADVERTISE AND SOLICIT REQUEST FOR BID FOR SUBSTANCE ABUSE EVALUATION, TREATMENT AND EDUCATION SERVICES.

MOTION TO APPROVE BY JUDGE LITTLE, SECONDED BY COMMISSIONER PERRY, MOTION CARRIED

NO ACTION (2.5) DISCUSSION, CONSIDERATION, AND APPROVAL TO PURCHASE HVAC AND MECHANICAL EQUIPMENT FOR THE ELLIS COUNTY JAIL IN AN AMOUNT OF \$468,610.00 USING BUYBOARD COOPERATIVE CONTRACTS 631-20 WITH AMERICAN MECHANICAL SERVICES OF TEXAS, LLC.

MINUTE ORDER 403.23 (2.6) APPROVING TO AWARD CSP-2023-002 "ELLIS COUNTY SUB-COURTHOUSE PRECINCT #2" TO MCGOUGH CONSTRUCTIONS Co., LLC IN THE AMOUNT OF \$14,131,378.00.

MOTION TO APPROVE BY COMMISSIONER PERRY, SECONDED BY COMMISSIONER BUTLER, MOTION CARRIED

ADMINISTRATIVE

NO ACTION (3.1) DISCUSSION OF THE FISCAL YEAR 2024 PROPOSED BUDGET. NO ACTION WILL BE TAKEN. A PUBLIC HEARING ON THE FY2024 BUDGET WILL BE HELD ON SEPTEMBER 5, 2023. – COUNTY JUDGE TODD LITTLE

MINUTE ORDER 404.23 (3.2) APPROVING A PROPOSED COMBINED (M&O, I&S, AND F/M) TAX RATE OF .277189. THE PUBLIC HEARING ON THE TAX RATE WILL BE HELD ON SEPTEMBER 12, 2023. – COUNTY JUDGE TODD LITTLE, AND TAX ASSESSOR/COLLECTOR RICHARD ROZIER

MOTION TO APPROVE BY COMMISSIONER PERRY, SECONDED BY COMMISSIONER GRAYSON, MOTION CARRIED

MINUTE ORDER 405.23 (3.3) AUTHORIZING THE COUNTY JUDGE AND PRECINCT 4 COMMISSIONER TO SIGN A LEASE AGREEMENT WITH TOMMY AND JANICE CHILDERS FARIES FOR A TERM OF TWO YEARS WITH CONSTRUCTION OF A 680 FT. R.A.P. ROAD AS PAYMENT. – COUNTY JUDGE TODD LITTLE, AND PRECINCT 4 COMMISSIONER KYLE BUTLER

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECONDED BY COMMISSIONER PERRY, MOTION CARRIED

(TO AGENDA 3.5)

MINUTE ORDER 406.23 (3.5) APPROVING THE 4TH AMENDED ORDER RESOLUTION ADOPTED BY MINUTE ORDER No. 244.23 – AMENDING AND RESTATING RESOLUTION CONCERNING UTILITY AND COMMUNICATION LINES IN COUNTY RIGHT-OF-WAY. – ENGINEERING DIRECTOR TED KANTOR

MOTION TO APPROVE BY COMMISSIONER BUTLER, SECONDED BY COMMISSIONER GRAYSON, MOTION CARRIED

MINUTE ORDER 407.23 (4.1) FINDING THAT THE DELIBERATION IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE GOVERNMENTAL BODY IN NEGOTIATIONS WITH A THIRD PERSON.

MOTION FOR A FINDING BY COMMISSIONER PERRY, SECONDED BY COMMISSIONER BUTLER, MOTION CARRIED

RECESS TO EXECUTIVE SESSION **4:01 P.M.**

MOTION TO RECESS BY COMMISSIONER BUTLER, SECONDED BY COMMISSIONER PERRY, MOTION CARRIED

EXECUTIVE SESSION

THE COMMISSIONERS COURT OF ELLIS COUNTY RESERVES THE RIGHT TO ADJOURN INTO EXECUTIVE SESSION AT ANY TIME DURING THE COURSE OF THIS MEETING TO DISCUSS ANY OF THE MATTERS LISTED IN THIS AGENDA, IN THE ORDER DEEMED APPROPRIATE, AS AUTHORIZED BY TEXAS GOVERNMENT CODE 551, OR TO SEEK THE ADVICE OF ITS ATTORNEY AND/OR OTHER ATTORNEYS REPRESENTING ELLIS COUNTY ON ANY MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE COMMISSIONERS COURT UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH TEXAS GOVERNMENT CODE CHAPTER 551 OR AS OTHERWISE MAY BE PERMITTED UNDER 551.

- 4.1 PURSUANT TO TEXAS GOVERNMENT CODE 551.072, TO DELIBERATE THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY IF THE DELIBERATION IN AN OPEN MEETING WOULD HAVE A DETRIMENTAL EFFECT ON THE POSITION OF THE GOVERNMENTAL BODY IN NEGOTIATIONS WITH A THIRD PERSON REGARDING COUNTY UTILITY EASEMENTS.
- 4.2 PURSUANT TO TEXAS GOVERNMENT CODE §551.071(1), CONSULTATION WITH LEGAL COUNSEL REGARDING PENDING OR CONTEMPLATED LITIGATION MATTER CONCERNING TCEQ MATTERS, SPECIFICALLY PENDING TEXAS POLLUTANT DISCHARGE ELIMINATION SYSTEMS PERMITS (TPDES) AND PENDING PETITIONS FOR THE CREATION OF MUNICIPAL UTILITY DISTRICTS (MUD'S).

RECONVENED TO REGULAR SESSION 4:37 P.M.

MOTION TO RECONVENE BY COMMISSIONER PERRY, SECONDED BY COMMISSIONER BUTLER, MOTION CARRIED

(TO AGENDA ITEM 3.4)

MINUTE ORDER 408.23 (3.4) ACCEPTING THE REQUEST TO GRANT AN ELECTRIC LINE EASEMENT THROUGH COUNTY-OWNED PROPERTY (COUNTY FARM – PARCEL 194448); AND AUTHORIZING THE COUNTY JUDGE TO SIGN THE AGREEMENT. – *ENGINEERING DIRECTOR TED KANTOR*

MOTION TO APPROVE BY COMMISSIONER STINSON, SECONDED BY COMMISSIONER BUTLER, MOTION CARRIED

ADJOURNMENT 4:38 P.M.

MOTION TO ADJOURN BY COMMISSIONER BUTLER, SECONDED BY COMMISSIONER PERRY, MOTION CARRIED

THE OFFICIAL MINUTES OF THE ELLIS COUNTY COMMISSIONERS' COURT ON AUGUST 22, 2023,
ARE HEREBY APPROVED.

PRESIDING OFFICER:

TODD LITTLE, COUNTY JUDGE

RANDY STINSON, COMMISSIONER, PCT 1

LANE GRAYSON, COMMISSIONER, PCT 2

PAUL PERRY, COMMISSIONER, PCT 3

KYLE BUTLER, COMMISSIONER, PCT 4

WITNESS MY HAND AND OFFICIAL SEAL OF OFFICE THIS 5TH DAY OF SEPTEMBER 2023.

KRYSTAL VALDEZ, COUNTY CLERK

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2018-2019-Amended-Commissioners-Court-Schedule>). The Commissioner's Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

PLEASE INCLUDE AN EXTRA ORIGINAL FOR CONTRACTS AND AGREEMENTS IF YOU REQUIRE AN ORIGINAL COPY RETURNED FOR YOUR FILES.

The **deadline** for submitting an agenda request with the supporting information is **12:00 noon on the Wednesday immediately preceding Commissioners Court.** This will give ample time for preparation of the agenda.

If you are not representing an organization, board, elected or appointed official, your agenda request must be filed through your respective Commissioner.

***All agreements, contracts and instruments, that otherwise bind the County, must first be approved in form and content by the County Attorney before submitting to the County Judge for the Commissioners Court Agenda.**

Please fill out this form completely:

DATE: August 24, 2023

NAME: Tim Birdwell

PHONE: 972-825-5555 FAX: 972-825-5551

DEPARTMENT OR ASSOCIATION: Ellis County Fire Marshal

ADDRESS: 109 S. Jackson, Suite 265

PREFERRED DATE TO BE PLACE ON AGENDA: Sept 5, 2023

DESCRIPTION OF AGENDA REQUEST: Consent Agenda Item (as follows)

Approval of Compilation report. Pursuant to 775.082, Texas Health and Safety Code, acceptance of the annual Compilation Report of the fiscal accounts and records of Emergency Services District in Ellis County. **For ESD#3 Italy**

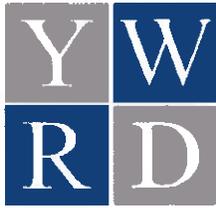
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County Attorney Approval

***ELLIS COUNTY EMERGENCY SERVICES
DISTRICT #3***

**STATEMENT OF CASH RECEIPTS
AND DISBURSEMENTS**

Year Ended September 30, 2022



YWRD, P.C.

CERTIFIED PUBLIC ACCOUNTANTS

Greer Yeldell, CPA | Tracie Wood, CPA | Joyce Reeve, CPA | Bryan Thomas, CPA

To the Board of Directors of
Ellis County Emergency Services District #3
Italy, Texas

Management is responsible for the accompanying statement of cash receipts and disbursements of Ellis County Emergency Services District #3 (District) for the year ended September 30, 2022, in accordance with the cash basis of accounting, and for determining that the cash basis of accounting is an acceptable financial reporting framework. We have performed a compilation engagement in accordance with Statements on Standards for Accounting and Review Services promulgated by the Accounting and Review Services Committee of the AICPA. We did not audit or review the statement of cash receipts and disbursements nor were we required to perform any procedures to verify the accuracy or completeness of the information provided by management. We do not express an opinion, a conclusion, nor provide any form of assurance on the statement of cash receipts and disbursements.

The statement of cash receipts and disbursements is prepared in accordance with the cash basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America.

Management has elected to omit substantially all the disclosures ordinarily included in a financial statement prepared in accordance with the cash basis of accounting. If the omitted disclosures were included in the financial statement, they might influence the user's conclusions about the District's cash receipts and disbursements. Accordingly, the financial statement is not designed for those who are not informed about such matters.

YWRD, P.C.

YWRD, PC
Certified Public Accountants

Waxahachie, Texas
August 14, 2023

611 S. Clay St. | P.O. Box 1087 | Ennis, Texas 75120
405 Sycamore St. | Waxahachie, Texas 75165
P: 972.878.2611 | www.ywrd.cpa | F: 972.878.2220

ELLIS COUNTY EMERGENCY SERVICES DISTRICT #3
STATEMENT OF CASH RECEIPTS AND DISBURSEMENTS
Year Ended September 30, 2022

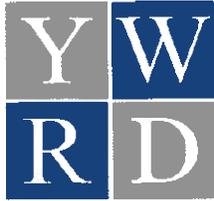
CASH RECEIPTS	
Property taxes	\$ 194,635
Interest	1,378
Lease agreement	12,883
Contributions	2,400
TOTAL CASH RECEIPTS	<u>211,296</u>
 CASH DISBURSEMENTS	
Appraisal district fee	1,516
Building and yard maintenance	3,499
Communications	37
Contract labor	7,900
Emergency personnel equipment	4,004
Emergency vehicle fuel	3,519
Emergency vehicle repair	12,095
Insurance	8,937
Loan payments	44,096
Office	5,258
Payroll and payroll taxes	16,668
Professional fees	1,000
Training	93
Utilities	12,738
Volunteer fire department awards dinner	1,120
TOTAL CASH DISBURSEMENTS	<u>122,480</u>
 INCREASE IN CASH	 88,816
 BEGINNING CASH	 <u>287,082</u>
ENDING CASH	<u><u>\$ 375,898</u></u>

See independent accountant's compilation report.

ELLIS COUNTY EMERGENCY SERVICES DISTRICT #4

ANNUAL FINANCIAL REPORT

For the Fiscal Year Ended December 31, 2022



YWRD, P.C.

CERTIFIED PUBLIC ACCOUNTANTS

Greer Yeldell, CPA | Glen Wilson, CPA | Tracie Wood, CPA
Joyce Reeve, CPA | Brandon Diviney, CPA | Bryan Thomas, CPA

INDEPENDENT AUDITOR'S REPORT

To the Board of Directors
Ellis County Emergency Services District #4

Opinion

We have audited the accompanying financial statements of the governmental activities and general fund of Ellis County Emergency Services District #4, as of and for the year ended December 31, 2022, and the related notes to the financial statements, which collectively comprise the District's basic financial statements as listed in the table of contents.

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities and general fund of Ellis County Emergency Services District #4, as of December 31, 2022, and the respective changes in financial position and budgetary comparison for the general fund for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Basis for Opinion

We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Our responsibilities under those standards are further described in the Auditor's Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of the Ellis County Emergency Services District #4, and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Responsibilities of Management for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that raise substantial doubt about Ellis County Emergency Services District #4's ability to continue as a going concern for twelve months beyond the financial statement date, including any currently known information that may raise substantial doubt shortly thereafter.

Auditor's Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinions. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with generally accepted auditing standards will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

In performing an audit in accordance with generally accepted auditing standards, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the financial statements.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of Ellis County Emergency Services District #4's internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.
- Conclude whether, in our judgment, there are conditions or events, considered in the aggregate, that raise substantial doubt about Ellis County Emergency Services District #4's ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control-related matters that we identified during the audit .

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis and budgetary comparison information on pages 4-7 and 18 be presented to supplement the basic financial statements. Such information is the responsibility of management and, although not part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

YWRD, P.C.

YWRD, P.C.
Certified Public Accountants

Waxahachie, Texas
August 25, 2023

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2018-2019-Amended-Commissioners-Court-Schedule>). The Commissioner's Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

PLEASE INCLUDE AN EXTRA ORIGINAL FOR CONTRACTS AND AGREEMENTS IF YOU REQUIRE AN ORIGINAL COPY RETURNED FOR YOUR FILES.

The **deadline** for submitting an agenda request with the supporting information is **12:00 noon on the Wednesday immediately preceding Commissioners Court**. This will give ample time for preparation of the agenda.

If you are not representing an organization, board, elected or appointed official, your agenda request must be filed through your respective Commissioner.

***All agreements, contracts and instruments, that otherwise bind the County, must first be approved in form and content by the County Attorney before submitting to the County Judge for the Commissioners Court Agenda.**

Please fill out this form completely:

DATE: August 24, 2023

NAME: Tim Birdwell

PHONE: 972-825-5555 FAX: 972-825-5551

DEPARTMENT OR ASSOCIATION: Ellis County Fire Marshal

ADDRESS: 109 S. Jackson, Suite 265

PREFERRED DATE TO BE PLACE ON AGENDA: September 5, 2023

DESCRIPTION OF AGENDA REQUEST: Consent Agenda Item (as follows)

Approval of Audit Report for the following ESD Board of Directors: Pursuant to 775.082, Texas Health and Safety Code, acceptance of the annual Audit Report of the fiscal accounts and records of the following Emergency Services District in Ellis County. **For ESD#6 Waxahachie**

*

County Attorney Approval

ELLIS COUNTY EMERGENCY SERVICES DISTRICT #6

ANNUAL FINANCIAL REPORT

For the Fiscal Year Ended September 30, 2022



YWRD, P.C.

CERTIFIED PUBLIC ACCOUNTANTS

Greer Yeldell, CPA | Tracie Wood, CPA | Joyce Reeve, CPA | Bryan Thomas, CPA

INDEPENDENT AUDITOR'S REPORT

To the Board of Directors
Ellis County Emergency Services District #6

Opinion

We have audited the accompanying financial statements of the governmental activities and general fund of Ellis County Emergency Services District #6 as of and for the year ended September 30, 2022, and the related notes to the financial statements, which collectively comprise the District's basic financial statements as listed in the table of contents.

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities and general fund of Ellis County Emergency Services District #6, as of September 30, 2022, and the respective changes in financial position for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Basis for Opinion

We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Our responsibilities under those standards are further described in the Auditor's Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of the Ellis County Emergency Services District #6, and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Responsibilities of Management for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the financial statements, management is required to evaluate whether there are conditions or events, considered in the aggregate, that raise substantial doubt about Ellis County Emergency Services District #6's ability to continue as a going concern for twelve months beyond the financial statement date, including any currently known information that may raise substantial doubt shortly thereafter.

Auditor's Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinions. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with generally accepted auditing standards will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

In performing an audit in accordance with generally accepted auditing standards, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the financial statements.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of Ellis County Emergency Services District #6's internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.
- Conclude whether, in our judgment, there are conditions or events, considered in the aggregate, that raise substantial doubt about Ellis County Emergency Services District #6's ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control-related matters that we identified during the audit .

To the Board of Directors
Ellis County Emergency Services District #6
Page Three

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that the management's discussion and analysis and budgetary comparison information on pages 4 through 8 and 22 be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

YWRD, P.C.

YWRD, P.C.
Certified Public Accountants

Ennis, Texas
August 15, 2023

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2018-2019-Amended-Commissioners-Court-Schedule>). The Commissioner's Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

PLEASE INCLUDE AN EXTRA ORIGINAL FOR CONTRACTS AND AGREEMENTS IF YOU REQUIRE AN ORIGINAL COPY RETURNED FOR YOUR FILES.

The **deadline** for submitting an agenda request with the supporting information is **12:00 noon on the Wednesday immediately preceding Commissioners Court.** This will give ample time for preparation of the agenda.

If you are not representing an organization, board, elected or appointed official, your agenda request must be filed through your respective Commissioner.

***All agreements, contracts and instruments, that otherwise bind the County, must first be approved in form and content by the County Attorney before submitting to the County Judge for the Commissioners Court Agenda.**

Please fill out this form completely:

DATE: August 24, 2023

NAME: Tim Birdwell

PHONE: 972-825-5555 FAX: 972-825-5551

DEPARTMENT OR ASSOCIATION: Ellis County Fire Marshal

ADDRESS: 109 S. Jackson, Suite 265

PREFERRED DATE TO BE PLACE ON AGENDA: Sept 5, 2023

DESCRIPTION OF AGENDA REQUEST: Consent Agenda Item (as follows)

Approval of Compilation report. Pursuant to 775.082, Texas Health and Safety Code, acceptance of the annual Compilation Report of the fiscal accounts and records of Emergency Services District in Ellis County. **For ESD#7 Bristol**

* _____
County Attorney Approval

**ELLIS COUNTY EMERGENCY SERVICES
DISTRICT #7**

**STATEMENT OF CASH RECEIPTS
AND DISBURSEMENTS**

Year Ended December 31, 2022



YWRD, P.C.

CERTIFIED PUBLIC ACCOUNTANTS

Greer Yeklell, CPA | Tracie Wood, CPA | Joyce Reeve, CPA | Bryan Thomas, CPA

To the Board of Directors
Ellis County Emergency Services District #7
Ennis, TX 75119

Management is responsible for the accompanying statement of cash receipts and disbursements of Ellis County Emergency Services District #7 (District) for the year ended December 31, 2022, in accordance with the cash basis of accounting, and for determining that the cash basis of accounting is an acceptable financial reporting framework. We have performed a compilation engagement in accordance with Statements on Standards for Accounting and Review Services promulgated by the Accounting and Review Services Committee of the AICPA. We did not audit or review the statement of cash receipts and disbursements nor were we required to perform any procedures to verify the accuracy or completeness of the information provided by management. We do not express an opinion, a conclusion, nor provide any form of assurance on the statement of cash receipts and disbursements.

The statement of cash receipts and disbursements is prepared in accordance with the cash basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America.

Management has elected to omit substantially all the disclosures ordinarily included in a financial statement prepared in accordance with the cash basis of accounting. If the omitted disclosures were included in the financial statement, they might influence the user's conclusions about the District's cash receipts and disbursements. Accordingly, the financial statement is not designed for those who are not informed about such matters.

YWRD, P.C.

YWRD, PC
Certified Public Accountants

Ennis, Texas
August 14, 2023

611 S. Clay St. | P.O. Box 1087 | Ennis, Texas 75120
405 Sycamore St. | Waxahachie, Texas 75165
P: 972.878.2611 | www.ywrd.cpa | F: 972.878.2220

ELLIS COUNTY EMERGENCY SERVICES DISTRICT #7
STATEMENT OF CASH RECEIPTS AND DISBURSEMENTS
Year Ended December 31, 2022

CASH RECEIPTS	
Ad Valorem Taxes Collected	\$ 45,510
Interest	67
TOTAL CASH RECEIPTS	<u>45,577</u>
CASH DISBURSEMENTS	
Accounting	700
Appraisal District Fee	390
Bristol Volunteer Fire Department	22,836
Insurance	50
Office	336
TOTAL CASH DISBURSEMENTS	<u>24,312</u>
INCREASE IN CASH	21,265
BEGINNING CASH	<u>17,430</u>
ENDING CASH	<u>\$ 38,695</u>

See accountant's compilation report

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2018-2019-Amended-Commissioners-Court-Schedule>). The Commissioner's Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

PLEASE INCLUDE AN EXTRA ORIGINAL FOR CONTRACTS AND AGREEMENTS IF YOU REQUIRE AN ORIGINAL COPY RETURNED FOR YOUR FILES.

The **deadline** for submitting an agenda request with the supporting information is **12:00 noon on the Wednesday immediately preceding Commissioners Court.** This will give ample time for preparation of the agenda.

If you are not representing an organization, board, elected or appointed official, your agenda request must be filed through your respective Commissioner.

***All agreements, contracts and instruments, that otherwise bind the County, must first be approved in form and content by the County Attorney before submitting to the County Judge for the Commissioners Court Agenda.**

Please fill out this form completely:

DATE: August 24, 2023

NAME: Tim Birdwell

PHONE: 972-825-5555 FAX: 972-825-5551

DEPARTMENT OR ASSOCIATION: Ellis County Fire Marshal

ADDRESS: 109 S. Jackson, Suite 265

PREFERRED DATE TO BE PLACE ON AGENDA: Sept 5, 2023

DESCRIPTION OF AGENDA REQUEST: Consent Agenda Item (as follows)

Approval of Compilation report. Pursuant to 775.082, Texas Health and Safety Code, acceptance of the annual Compilation Report of the fiscal accounts and records of Emergency Services District in Ellis County. **For ESD#8 Avalon**

*

County Attorney Approval

***ELLIS COUNTY EMERGENCY SERVICES
DISTRICT #8***

**STATEMENT OF CASH RECEIPTS
AND DISBURSEMENTS**

Year Ended September 30, 2022



YWRD, P.C.

CERTIFIED PUBLIC ACCOUNTANTS

Greer Yeldell, CPA | Tracie Wood, CPA | Joyce Reave, CPA | Bryan Thomas, CPA

To the Board of Directors
Ellis County Emergency Services District #8
Avalon, Texas

Management is responsible for the accompanying statement of cash receipts and disbursements of Ellis County Emergency Services District #8 (District) as of September 30, 2022, in accordance with the cash basis of accounting, and for determining that the cash basis of accounting is an acceptable financial reporting framework. We have performed a compilation engagement in accordance with Statements on Standards for Accounting and Review Services promulgated by the Accounting and Review Services Committee of the AICPA. We did not audit or review the statement of cash receipts and disbursements nor were we required to perform any procedures to verify the accuracy or completeness of the information provided by management. Accordingly, we do not express an opinion, a conclusion, nor provide any form of assurance on the statement of cash receipts and disbursements.

The statement of cash receipts and disbursements is prepared in accordance with the cash basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America.

Management has elected to omit substantially all of the disclosures ordinarily included in a financial statement prepared in accordance with the cash basis of accounting. If the omitted disclosures were included in the financial statement, they might influence the user's conclusions about the District's cash receipts and disbursements. Accordingly, the financial statement is not designed for those who are not informed about such matters.

YWRD, P.C.

YWRD, P.C.
Certified Public Accountants

Ennis, Texas
August 28, 2023

ELLIS COUNTY EMERGENCY SERVICES DISTRICT #8
STATEMENT OF CASH RECEIPTS AND DISBURSEMENTS
Year Ended September 30, 2022

CASH RECEIPTS	
Ad Valorem Taxes Collected	\$ 64,701
Grant Reimbursement	15,000
Interest	18
Other	1,154
TOTAL CASH RECEIPTS	<u>80,873</u>
CASH DISBURSEMENTS	
Avalon Volunteer Fire Department:	
Administration	25
Operation and Maintenance	25,238
Planning and Goals	5,087
Emergency Services District #8:	
Administration	1,951
Planning and Goals	1,527
TOTAL CASH DISBURSEMENTS	<u>33,828</u>
INCREASE IN CASH	47,045
BEGINNING CASH	57,483
ENDING CASH	<u>\$ 104,528</u>

See accountant's compilation report

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2018-2019-Amended-Commissioners-Court-Schedule>). The Commissioners Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

PLEASE INCLUDE AN EXTRA ORIGINAL FOR CONTRACTS AND AGREEMENTS IF YOU REQUIRE AN ORIGINAL COPY RETURNED FOR YOUR FILES.

The **deadline** for submitting an agenda request with the supporting information is **12:00 noon on the Wednesday immediately preceding Commissioners Court.** This will give ample time for preparation of the agenda.

If you are not representing an organization, board, elected or appointed official, your agenda request must be filed through your respective Commissioner.

***All agreements, contracts and instruments, that otherwise bind the County, must first be approved in form and content by the County Attorney before submitting to the County Judge for the Commissioners Court Agenda.**

Please fill out this form completely:

DATE: 08/30/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y) N)

NAME: Janet Martin

PHONE: (972) 825-5122 FAX: (972) 825-5124

DEPARTMENT OR ASSOCIATION: County Auditor

ADDRESS: 101 W Main St, Waxahachie, TX 75165

PREFERRED DATE TO BE PLACED ON AGENDA: 09/05/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

****CONSENT AGENDA - FINANCIAL****

Present a tabulated report of the county's receipts and disbursements of funds from

August 12th - August 23rd 2023 pursuant to Local Government Code §114.024

*
County Attorney Approval

Trial Balance for Ellis County

From 08/12/2023 - 08/25/2023

Fund	Name	Opening Balance	Debit	Credit	Closing Balance
1	GENERAL FUND	52,322,132.42	1,853,341.87	3,928,552.79	50,242,237.81
2	ROAD IMPROVEMENT FUND	1,888,147.81	189.48	-	1,888,337.29
3	ROAD/BRIDGE PCT. 1	2,854,933.42	35,388.73	199,660.37	2,690,661.78
4	ROAD/BRIDGE PCT. 2	2,454,651.14	36,823.41	144,681.64	2,346,792.91
5	ROAD/BRIDGE PCT. 3	1,759,379.02	37,813.50	83,881.36	1,713,311.16
6	ROAD/BRIDGE PCT. 4	2,915,276.81	38,029.37	77,181.43	2,876,124.75
7	ADULT PROBATION	1,106,598.87	28,132.69	122,982.21	1,016,803.04
8	JUVENILE PROBATION	(5,402.36)	363,658.40	141,686.49	216,569.55
9	F/M PCT. 1	3,008,415.67	674.61	93,150.97	2,915,939.31
10	F/M PCT. 2	910,458.51	674.61	52,058.39	859,074.73
11	F/M PCT. 3	862,377.64	674.61	44,218.28	818,833.97
12	F/M PCT. 4	1,506,712.50	723.61	78,066.65	1,429,369.46
13	LATERAL ROAD PCT. 1	388,193.53	-	-	388,193.53
14	COUNTY & DISTRICT CT TECH	44,258.99	84.00	-	44,342.99
15	JUSTICE COURT TECHNOLOGY FUND	217,873.56	400.47	-	218,274.03
16	DC ARCHIVES RECORDS MANAGEMENT	178,603.12	5.00	-	178,608.12
17	JURY	100,771.64	22,028.89	780.00	113,040.53
18	PERMANENT IMPROVEMENT	8,921,367.76	14,887.87	53,058.21	8,883,197.42
19	LAW LIBRARY	18,054.26	8,086.03	16,697.73	9,442.56
20	TRUST AND AGENCY FUND	-	-	-	-
21	RECORDS MANAGEMENT	2,249,272.38	17,830.84	13,555.54	2,253,547.68
22	CC ARCHIVES RECORDS MANAGEMENT	1,819,625.74	16,950.00	-	1,836,575.74
23	ROW AVAILABLE	157,396.35	-	-	157,396.35
24	FIRE MARSHAL SPECIAL FUND	242,211.45	2,697.06	59,713.88	185,194.63
26	DISTRICT COURT RECORDS TECH	239,562.96	10.00	-	239,572.96
27	ROAD DISTRICT #1	893,009.87	-	-	893,009.87
28	ROAD DISTRICT #5	15,871.27	-	-	15,871.27
29	ROAD DISTRICT #16	207,227.51	-	-	207,227.51
30	CHECK PROCESSING FEE AC	140,112.27	-	-	140,112.27
31	DRUG FORFEITURE FUND	278,838.24	-	-	278,838.24
32	GEN RECORD MANAGE/PRESE	797,503.50	4,160.00	-	801,663.50
33	COURTHOUSE SECURITY FUN	411,986.28	5,645.27	9,880.00	407,751.55
34	COURT REC. PRESERVATION 51.708	168,476.50	1,495.00	-	169,971.50
36	ELECTIONS ADMIN FEES	38,887.28	-	-	38,887.28
38	SERIES 07 INTEREST & SINKING	552,908.56	1,623.93	11.96	554,520.53
40	SERIES 07 BOND PROJECT	2,691,613.46	-	153,810.28	2,537,803.18
42	SHERIFF FEDERAL DRUG FORFEITURE	549,213.67	-	-	549,213.67
43	COUNTY CLERK VITALS PRESERVATION	42,114.53	438.00	-	42,552.53
45	ELLIS CO COMM CORRECTIONS	39,725.54	4,128.14	16,430.76	27,422.92
46	SHERIFF SEIZURE FUND	173,655.06	-	-	173,655.06
47	SHERIFF DRUG FORFEITURE	369,380.48	-	-	369,380.48
48	DISTRICT ATTY DRUG SEIZ	499,163.93	17,820.00	-	516,983.93
50	CIVIL SUPERVISION FEES	234,583.92	234.03	1,639.87	233,178.08
53	COURT FACILITY FEES	103,279.60	3,180.00	-	106,459.60
55	OPIOID SETTLEMENT	99,095.54	-	-	99,095.54
56	CONSTABLE PCT #2 FORFEITURE	1,467.47	-	-	1,467.47
57	CONSTABLE PCT #1 FORFEITURE	181.28	-	-	181.28
61	TRUANCY & PREVENTION	61,029.08	404.41	-	61,433.49
63	AMERICAN RESCUE PLAN	24,818,545.39	-	282,743.64	24,535,801.75
66	JUVENILE JUSTICE ALTERNATIVE EDUC.	109,165.48	112,076.70	28,210.44	193,031.74
68	VEHICLE REPLACEMENT FUND	2,012,631.34	-	-	2,012,631.34
71	TREASURERS HELD PROPERTY	1,412.65	-	-	1,412.65
72	ELLIS COUNTY LEVEE #2	337,724.14	-	-	337,724.14
73	ELLIS COUNTY LEVEE #3	343,136.19	-	-	343,136.19
74	ELLIS COUNTY LEVEE #4	8,233.95	-	-	8,233.95
75	JUVENILE PROBATION FEES	79,129.35	-	-	79,129.35
125	CONSTABLE PCT 1 LEOSE FUNDS	-	-	-	-
126	CONSTABLE PCT 2 LEOSE FUNDS	1,289.49	-	-	1,289.49
127	CONSTABLE PCT 3 LEOSE FUNDS	1,203.82	-	-	1,203.82
128	CONSTABLE PCT 4 LEOSE FUNDS	874.36	-	-	874.36
129	SHERIFF LEOSE FUNDS	8,275.31	4.33	-	8,279.64
130	DISTRICT ATTY LEOSE FUNDS	395.95	-	-	395.95
131	LANGUAGE ACCESS FUND	13,404.39	777.00	-	14,181.39
		122,265,619.84	2,631,091.86	5,602,652.89	119,285,448.81

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners' Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2022-2023-Amended-Commissioners-Court-Schedule>). The Commissioners' Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

PLEASE INCLUDE AN EXTRA ORIGINAL FOR CONTRACTS AND AGREEMENTS IF YOU REQUIRE AN ORIGINAL COPY RETURNED FOR YOUR FILES.

The **deadline** for submitting an agenda request with the supporting information is **12:00 noon on the Wednesday immediately preceding Commissioners Court**. This will give ample time for preparation of the agenda.

If you are not representing an organization, board, elected or appointed official, your agenda request must be filed through your respective Commissioner.

***All agreements, contracts and instruments, that otherwise bind the County, must first be approved in form and content by the County Attorney before submitting to the County Judge for the Commissioners Court Agenda.**

Please fill out this form completely:

DATE: August 18, 2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Cheryl Chambers

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Treasurer

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON Consent Agenda: September 5, 2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Approval of Juror Pay as defined in Texas Government Code Chapter 61.001, Amdended by the 88th Legislature, HB 3474 . Effective September 1, 2023 the minimum will be not less than \$20.00 for the first day and not less than \$58.00 for each day following. The State reimbursement will be \$14.00 for the first day and \$52.00 for each day following.

GOVERNMENT CODE

TITLE 2. JUDICIAL BRANCH

SUBTITLE E. JURIES

CHAPTER 61. GENERAL PROVISIONS

The following section was amended by the 88th Legislature. Pending publication of the current statutes, see H.B. 3474, 88th Legislature, Regular Session, for amendments affecting the following section.

Sec. 61.001. REIMBURSEMENT OF EXPENSES OF JURORS AND PROSPECTIVE JURORS. (a) Except as provided by Subsection (c), a person who reports for jury service in response to the process of a court is entitled to receive as reimbursement for travel and other expenses an amount:

(1) not less than \$6 for the first day or fraction of the first day the person is in attendance in court in response to the process and discharges the person's duty for that day; and

(2) not less than \$40 for each day or fraction of each day the person is in attendance in court in response to the process after the first day and discharges the person's duty for that day.

(b) In preparing and approving the annual budget for a county, the commissioners court of the county shall determine the daily amount of reimbursement for expenses for a person who reports for jury service and discharges the person's duty. The amount of reimbursement for each day must be within the minimum and maximum amounts prescribed by this section and paid out of the jury fund of the county. The commissioners court may set different daily amounts of reimbursement for:

(1) grand and petit jurors; or

(2) different petit jurors based on:

(A) whether a juror serves in a small claims court, justice court, constitutional county court, county court at law, or district court; or

(B) any other reasonable criteria determined by the commissioners court.

(c) A person who reports for jury service in a municipal court is not entitled to reimbursement under this chapter, but the municipality may provide reimbursement for expenses to the person in an amount to be determined by the municipality.

(d) In a specific case, the presiding judge, with the agreement of the parties involved or their attorneys, may increase the daily amount of reimbursement for a person who reports for jury service in that case. The difference between the usual daily amount of reimbursement and the daily amount of reimbursement for a

person who reports for jury service in a specific case shall be paid, in equal amounts, by the parties involved in the case.

(e) A check drawn on the jury fund by the district clerk of the county may be transferred by endorsement and delivery and is receivable at par from the holder for all county taxes.

(f) A reimbursement for expenses under this section is not a property right of a person who reports for jury service for purposes of Chapters 72 and 74, Property Code. If a check, instrument, or other method of payment authorized under Section 113.048, Local Government Code, representing a reimbursement under this section is not presented for payment or redeemed before the 90th day after it is issued:

(1) the instrument or other method of payment is considered forfeited and is void; and

(2) the money represented by the instrument or other method of payment may be placed or retained in the county's jury fund, the county's general fund, or any other fund in which county funds can be legally placed, at the discretion of the commissioners court.

Acts 1985, 69th Leg., ch. 480, Sec. 1, eff. Sept. 1, 1985. Amended by Acts 1987, 70th Leg., ch. 148, Sec. 2.79(a), eff. Sept. 1, 1987; Acts 1993, 73rd Leg., ch. 64, Sec. 1, eff. Aug. 30, 1993; Acts 1997, 75th Leg., ch. 758, Sec. 1, eff. Sept. 1, 1997; Acts 1999, 76th Leg., ch. 1119, Sec. 1, eff. Sept. 1, 1999; Acts 2003, 78th Leg., ch. 1136, Sec. 1, eff. Sept. 1, 2003.

Amended by:

Acts 2005, 79th Leg., Ch. 1360 (S.B. 1704), Sec. 1, eff. January 1, 2006.

Acts 2007, 80th Leg., R.S., Ch. 1378 (S.B. 560), Sec. 1, eff. September 1, 2007.

Acts 2009, 81st Leg., R.S., Ch. 734 (S.B. 397), Sec. 2, eff. September 1, 2009.

Acts 2011, 82nd Leg., 1st C.S., Ch. 4 (S.B. 1), Sec. 40.01, eff. September 28, 2011.

Sec. 61.0011. DEFINITION OF PERSON WHO REPORTS FOR JURY SERVICE. In this chapter, the term "person who reports for jury service" means a person who reports in person for duty on a grand jury or a petit jury, regardless of whether the person is selected to serve on the jury.

Added by Acts 2007, 80th Leg., R.S., Ch. 1378 (S.B. 560), Sec. 2, eff. September 1, 2007.

The following section was amended by the 88th Legislature. Pending publication of the current statutes, see H.B. 3474, 88th Legislature, Regular Session, for amendments affecting the following section.

Sec. 61.0015. REIMBURSEMENT TO COUNTY. (a) The state shall reimburse a county \$34 a day for the reimbursement paid under Section 61.001 to a person who reports for jury service in response to the process of a court for each day or fraction of each day after the first day in attendance in court in response to the process.

(b) The commissioners court of a county entitled to reimbursement under this section may file a claim for reimbursement with the comptroller.

(c) The comptroller shall pay claims for reimbursement under this section quarterly to the county treasury of each county that filed a claim from money collected under Subchapter B, Chapter 133, Local Government Code, and deposited in the jury service fund.

(d) If sufficient money described by Subsection (c) is not available to satisfy the claims for reimbursement filed by the counties under this section, the comptroller shall apportion the available money among the counties by reducing the amount payable to each county on an equal percentage basis.

(e) If a payment on a county's claim for reimbursement is reduced under Subsection (d), or if a county fails to file the claim for reimbursement in a timely manner, the comptroller shall:

(1) pay the balance owed to the county when sufficient money described by Subsection (c) is available; or

(2) carry forward the balance owed to the county and pay the balance to the county when the next payment is required.

Added by Acts 2005, 79th Leg., Ch. 1360 (S.B. 1704), Sec. 2, eff. January 1, 2006.
Amended by:

Acts 2007, 80th Leg., R.S., Ch. 1378 (S.B. 560), Sec. 3, eff. September 1, 2007.

Acts 2011, 82nd Leg., 1st C.S., Ch. 4 (S.B. 1), Sec. 40.02, eff. September 28, 2011.

Acts 2019, 86th Leg., R.S., Ch. 1352 (S.B. 346), Sec. 4.16, eff. January 1, 2020.

Sec. 61.002. LIABILITY OF COUNTIES FOR PAYMENT OF JURY SERVICE. (a) If a civil case is moved by change of venue and tried in another county by a jury, the county in which the case was originally filed is liable for the payment of persons who report for jury service for the case.

(b) The commissioners court shall determine at each regular meeting if a civil case was tried by a jury in the county on a change of venue from another county since its last regular meeting.

(c) The commissioners court shall prepare an account against another county that is liable for the payment of persons who report for jury service in a case transferred on a change of venue. The account must show the number of days that each person who reported for jury service was in attendance in court in response to

the process and discharged the person's duty and the amount paid as reimbursement under this chapter in the case.

(d) The county judge of the county in which the case was tried shall certify the correctness of the account and forward it for payment from the jury fund of the county in which the case was originally filed.

(e) This section does not apply to a civil case transferred by an order of the court based on a motion objecting to improper venue in the case under Rule 86, Texas Rules of Civil Procedure.

Acts 1985, 69th Leg., ch. 480, Sec. 1, eff. Sept. 1, 1985.

Amended by:

Acts 2007, 80th Leg., R.S., Ch. 1378 (S.B. 560), Sec. 4, eff. September 1, 2007.

The following section was amended by the 88th Legislature. Pending publication of the current statutes, see H.B. 3474, 88th Legislature, Regular Session, for amendments affecting the following section.

Sec. 61.003. DONATION OF REIMBURSEMENT. (a) After jury service is concluded, each person who reported for jury service shall be personally provided a form letter that when signed by the person directs the county treasurer to donate all, or a specific amount designated by the person, of the person's daily reimbursement under this chapter to:

(1) the compensation to victims of crime fund established under Subchapter J, Chapter 56B, Code of Criminal Procedure;

(2) the child welfare, child protective services, or child services board of the county appointed under Section 264.005, Family Code, that serves abused and neglected children;

(3) any program selected by the commissioners court that is operated by a public or private nonprofit organization and that provides shelter and services to victims of family violence;

(4) any other program approved by the commissioners court of the county, including a program established under Article 56A.205, Code of Criminal Procedure, that offers psychological counseling in criminal cases involving graphic evidence or testimony;

(5) a veterans treatment court program established by the commissioners court as provided by Chapter 124; or

(6) a veterans county service office established by the commissioners court as provided by Subchapter B, Chapter 434.

(a-1) The form letter provided under Subsection (a) must include a blank in which a person may enter the amount of the daily reimbursement the person wishes to donate.

(a-2) The form letter provided under Subsection (a) must contain a brief description of the programs designated for donation under that subsection.

(b) The county treasurer or a designated county employee shall collect each form letter directing the county treasurer to donate the reimbursement of a person who reports for jury service.

(c) The county treasurer shall:

(1) send all donations made under Subsection (a)(1) to the comptroller, at the time and in the manner prescribed by the attorney general, for deposit to the credit of the compensation to victims of crime fund;

(2) deposit donations made to the county child welfare board under Subsection (a)(2) in a fund established by the county to be used by the child welfare board in a manner authorized by the commissioners court of the county; and

(3) send all donations made under Subsection (a)(3), (a)(4), or (a)(6) directly to the program or office, as applicable, specified on the form letter signed by the person who reported for jury service.

(d) Notwithstanding this section, a juror reimbursement donation program established before January 1, 1995, may solicit juror donations and provide all funds collected in the name of that program to the charities served by that program on January 1, 1995.

(e) Notwithstanding Subsection (a), a county that has adopted a system or method of payment authorized by Section 113.048, Local Government Code, may provide a person who reported for jury service in the county an opportunity to donate all, or a specific part designated by the juror, of the juror's daily reimbursement by completing a self-executing application on a form prescribed by the commissioners court that is provided after jury service is concluded.

Added by Acts 1995, 74th Leg., ch. 329, Sec. 1, eff. Sept. 1, 1995. Amended by Acts 1997, 75th Leg., ch. 875, Sec. 1, eff. Sept. 1, 1997; Acts 1997, 75th Leg., ch. 1313, Sec. 1, eff. Sept. 1, 1997; Acts 1997, 75th Leg., ch. 1423, Sec. 8.01, eff. Sept. 1, 1997; Acts 1999, 76th Leg., ch. 41, Sec. 1, eff. Sept. 1, 1999. Amended by:

Acts 2007, 80th Leg., R.S., Ch. 661 (H.B. 1204), Sec. 1, eff. September 1, 2007.

Acts 2007, 80th Leg., R.S., Ch. 1378 (S.B. 560), Sec. 5, eff. September 1, 2007.

Acts 2009, 81st Leg., R.S., Ch. 87 (S.B. 1969), Sec. 11.001, eff. September 1, 2009.

Acts 2009, 81st Leg., R.S., Ch. 235 (S.B. 1675), Sec. 1, eff. September 1, 2009.

Acts 2009, 81st Leg., R.S., Ch. 235 (S.B. 1675), Sec. 2, eff. September 1, 2009.

Acts 2009, 81st Leg., R.S., Ch. 734 (S.B. 397), Sec. 3, eff. September 1, 2009.

Acts 2015, 84th Leg., R.S., Ch. 1266 (H.B. 3996), Sec. 1, eff. September 1, 2015.

Acts 2017, 85th Leg., R.S., Ch. 1160 (S.B. 1264), Sec. 2, eff. September 1, 2017.

Acts 2019, 86th Leg., R.S., Ch. 469 (H.B. 4173), Sec. 2.40, eff. January 1, 2021.

Acts 2021, 87th Leg., R.S., Ch. 565 (S.B. 456), Sec. 1, eff. September 1, 2021.

Acts 2021, 87th Leg., R.S., Ch. 874 (S.B. 1179), Sec. 1, eff. September 1, 2021.

Acts 2021, 87th Leg., R.S., Ch. 934 (H.B. 3774), Sec. 11.01, eff. September 1, 2021.

AN ACT

relating to the operation and administration of and practices and procedures regarding proceedings in the judicial branch of state government, including the service of process and delivery of documents related to the proceedings, the administration of oaths, and the management of the Texas Indigent Defense Commission, and the composition of certain juvenile boards; establishing a civil penalty; increasing certain court costs; authorizing fees.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

ARTICLE 1. APPELLATE AND DISTRICT COURTS

SECTION 1.001. Subchapter D, Chapter 22, Government Code, is amended by adding Section 22.3015 to read as follows:

Sec. 22.3015. EXPENSES OF APPELLATE COURT JUDGE OR JUSTICE.

(a) A justice of the supreme court, a judge of the court of criminal appeals, or a justice of a court of appeals engaged in the discharge of official duties in a county other than the justice's or judge's county of residence is entitled to traveling and other necessary expenses, as provided by Chapter 660.

(b) A justice of the supreme court, a judge of the court of criminal appeals, or a justice of a court of appeals is entitled to receive from the state the actual and necessary postage, telegraph, and telephone expenses incurred in the discharge of official duties.

(c) The expenses shall be paid by the state on a sworn itemized account showing the expenses.

SECTION 1.002. Section 24.392, Government Code, is amended by amending Subsections (b) and (c) and adding Subsection (d) to read as follows:

(b) The 213th District Court shall give preference to criminal cases.

(c) The terms of the 213th District Court begin on the first Mondays in January, April, July, and October.

(d) [~~(e)~~] In addition to other jurisdiction provided by law, the 213th District Court has concurrent original jurisdiction with the county criminal courts in Tarrant County over misdemeanor cases.

SECTION 1.003. Section 24.516, Government Code, is amended by amending Subsection (c) and adding Subsection (d) to read as follows:

(c) The terms of the 371st District Court begin on the first Mondays in January, April, July, and October.

(d) In addition to other jurisdiction provided by law, the 371st District Court has concurrent original jurisdiction with the county criminal courts in Tarrant County over misdemeanor cases.

SECTION 1.004. Section 24.517, Government Code, is amended by amending Subsection (c) and adding Subsection (d) to read as follows:

(c) The terms of the 372nd District Court begin on the first Mondays in January, April, July, and October.

(d) In addition to other jurisdiction provided by law, the 372nd District Court has concurrent original jurisdiction with the county criminal courts in Tarrant County over misdemeanor cases.

SECTION 1.005. Section 24.541, Government Code, is amended by amending Subsection (c) and adding Subsection (d) to read as follows:

(c) The terms of the 396th District Court begin on the first Mondays in January, April, July, and October.

(d) In addition to other jurisdiction provided by law, the 396th District Court has concurrent original jurisdiction with the county criminal courts and the justice courts in Tarrant County over misdemeanor cases.

SECTION 1.006. (a) Section 24.553, Government Code, is amended by adding Subsection (c) to read as follows:

(c) The 411th District Court has concurrent jurisdiction in Polk County with the county court over all misdemeanor cases over which the county court has jurisdiction under the constitution and laws of this state. Cases in the concurrent misdemeanor jurisdiction may be filed in either court, and all cases of concurrent misdemeanor jurisdiction may be transferred between the 411th District Court and the county court. A case may not be transferred from one court to another without the consent of the judge of the court to which it is transferred, and a case may not be transferred unless it is within the jurisdiction of the court to which it is transferred.

(b) Section 24.553, Government Code, as amended by this article, applies only to a case filed or proceeding commenced on or after September 1, 2023. A case filed or proceeding commenced before September 1, 2023, is governed by the law in effect on the date the case was filed or the proceeding was commenced, and the former law is continued in effect for that purpose.

SECTION 1.007. Section 24.576, Government Code, is amended by adding Subsections (c) and (d) to read as follows:

(c) The terms of the 432nd District Court begin on the first Mondays in January, April, July, and October.

(d) In addition to other jurisdiction provided by law, the 432nd District Court has concurrent original jurisdiction with the county criminal courts in Tarrant County over misdemeanor cases.

SECTION 1.008. Section 24.591, Government Code, is amended by adding Subsections (d) and (e) to read as follows:

(d) Notwithstanding Section 24.030, a district court in Kendall County may sit outside the county seat in a suitable facility designated by the Kendall County Commissioners Court as an auxiliary court facility, as provided by Section 292.031, Local Government Code.

(e) A district court in Kendall County sitting in an auxiliary court facility designated by the Kendall County Commissioners Court may hear motions, arguments, nonjury trials, and jury trials for all actions and any other matter before the court and within the court's jurisdiction.

SECTION 1.009. (a) Effective January 1, 2025, Subchapter C, Chapter 24, Government Code, is amended by adding Section 24.600201 to read as follows:

Sec. 24.600201. 477TH JUDICIAL DISTRICT (DENTON COUNTY). The 477th Judicial District is composed of Denton County.

(b) The 477th Judicial District is created on January 1, 2025.

SECTION 1.010. Section 24.60030, Government Code, is amended by adding Subsections (c) and (d) to read as follows:

(c) The terms of the 485th District Court begin on the first Mondays in January, April, July, and October.

(d) In addition to other jurisdiction provided by law, the 485th District Court has concurrent original jurisdiction with the county criminal courts in Tarrant County over misdemeanor cases.

SECTION 1.011. (a) Effective October 1, 2023, Subchapter C, Chapter 24, Government Code, is amended by adding Sections 24.60031, 24.60032, and 24.60033 to read as follows:

Sec. 24.60031. 486TH JUDICIAL DISTRICT (HARRIS COUNTY). (a) The 486th Judicial District is composed of Harris County.

(b) The 486th District Court shall give preference to criminal cases.

Sec. 24.60032. 487TH JUDICIAL DISTRICT (HARRIS COUNTY). (a) The 487th Judicial District is composed of Harris County.

(b) The 487th District Court shall give preference to criminal cases.

Sec. 24.60033. 488TH JUDICIAL DISTRICT (HARRIS COUNTY). (a) The 488th Judicial District is composed of Harris County.

(b) The 488th District Court shall give preference to criminal cases.

(b) The 486th, 487th, and 488th Judicial Districts are created on October 1, 2023.

SECTION 1.012. (a) Subchapter C, Chapter 24, Government Code, is amended by adding Section 24.60034 to read as follows:

Sec. 24.60034. 489TH JUDICIAL DISTRICT (KAUFMAN COUNTY).

The 489th Judicial District is composed of Kaufman County.

(b) The 489th Judicial District is created on September 1, 2023.

SECTION 1.013. (a) Subchapter C, Chapter 24, Government Code, is amended by adding Section 24.60038 to read as follows:

Sec. 24.60038. 493RD JUDICIAL DISTRICT (COLLIN COUNTY).

(a) The 493rd Judicial District is composed of Collin County.

(b) The 493rd District Court shall give preference to civil cases.

(b) The 493rd Judicial District is created on September 1, 2023.

SECTION 1.014. (a) Effective September 1, 2024, Subchapter C, Chapter 24, Government Code, is amended by adding Section 24.60039 to read as follows:

Sec. 24.60039. 494TH JUDICIAL DISTRICT (COLLIN COUNTY).

(a) The 494th Judicial District is composed of Collin County.

(b) The 494th District Court shall give preference to family law matters.

(b) The 494th Judicial District is created on September 1, 2024.

SECTION 1.015. (a) Effective October 1, 2024, Subchapter C, Chapter 24, Government Code, is amended by adding Sections 24.60040, 24.60041, and 24.60042 to read as follows:

Sec. 24.60040. 495TH JUDICIAL DISTRICT (HARRIS COUNTY).

(a) The 495th Judicial District is composed of Harris County.

(b) The 495th District Court shall give preference to criminal cases.

Sec. 24.60041. 496TH JUDICIAL DISTRICT (HARRIS COUNTY).

(a) The 496th Judicial District is composed of Harris County.

(b) The 496th District Court shall give preference to criminal cases.

Sec. 24.60042. 497TH JUDICIAL DISTRICT (HARRIS COUNTY).

(a) The 497th Judicial District is composed of Harris County.

(b) The 497th District Court shall give preference to criminal cases.

(b) The 495th, 496th, and 497th Judicial Districts are created on October 1, 2024.

SECTION 1.016. (a) Effective October 1, 2025, Subchapter C, Chapter 24, Government Code, is amended by adding Section 24.60043 to read as follows:

Sec. 24.60043. 498TH JUDICIAL DISTRICT (KENDALL COUNTY).

(a) The 498th Judicial District is composed of Kendall County.

(b) This section applies to all district courts in Kendall County.

(c) In addition to the other jurisdiction provided by law, the 498th District Court has concurrent jurisdiction with the other district courts in Kendall County and with the County Court of Kendall County in all civil and criminal matters over which the county court has original or appellate jurisdiction, including probate matters and proceedings under Subtitle C, Title 7, Health and Safety Code.

(d) All civil and criminal matters within the concurrent jurisdiction of the county and district courts must be filed with the county clerk in the county court. The county clerk serves as the clerk of the district court for those matters.

(e) Notwithstanding Section 24.030, a district court in Kendall County may sit outside the county seat in a suitable facility designated by the Kendall County Commissioners Court as an auxiliary court facility, as provided by Section 292.031, Local Government Code.

(f) A district court in Kendall County sitting in an auxiliary court facility designated by the Kendall County Commissioners Court may hear motions, arguments, nonjury trials, and jury trials for all actions and any other matter before the court and within the court's jurisdiction.

(b) The 498th Judicial District is created on October 1, 2025.

SECTION 1.017. (a) Subchapter C, Chapter 24, Government Code, is amended by adding Section 24.6009 to read as follows:

Sec. 24.6009. 465TH JUDICIAL DISTRICT (BASTROP COUNTY).

The 465th Judicial District is composed of Bastrop County.

(b) The 465th Judicial District is created on September 1, 2023.

SECTION 1.018. (a) Subchapter C, Chapter 24, Government Code, is amended by adding Section 24.60095 to read as follows:

Sec. 24.60095. 472ND JUDICIAL DISTRICT (BRAZOS COUNTY).

(a) The 472nd Judicial District is composed of Brazos County.

(b) The 472nd District Court has primary responsibility for cases involving civil matters, family law matters, and juvenile matters.

(b) The 472nd Judicial District is created on September 1, 2023.

SECTION 1.019. (a) Section 24.910, Government Code, is amended by adding Subsection (a-1) and amending Subsections (b), (c), and (e) to read as follows:

(a-1) Subchapter C applies to the Tarrant County Criminal District Court No. 1.

(b) This section applies to the Tarrant County Criminal District Courts Nos. 1, 2, ~~and~~ 3, and 4.

(c) The criminal district courts have jurisdiction of criminal cases within the jurisdiction of a district court. The criminal district courts also have concurrent original jurisdiction with the county criminal courts in Tarrant County over misdemeanor cases. The criminal district courts do not have appellate misdemeanor jurisdiction.

(e) The judge of each criminal district court or county criminal court may, on motion of the judge or the criminal district attorney, transfer misdemeanor cases between the courts by an order entered in the minutes of the transferor [~~transferring~~] court. The clerk of the transferor [~~transferring~~] court shall certify the style and number of the case to the clerk of the transferee court [~~to which it is transferred~~] and include the papers of the case with the certification. The [~~receiving~~] clerk of the transferee court shall promptly docket the transferred case. The transferee [~~receiving~~] court shall dispose of the case as if it had been originally instituted in that court.

(b) Section 24.910(f), Government Code, is repealed.

SECTION 1.020. Section 24.911, Government Code, is amended by adding Subsection (a-1) to read as follows:

(a-1) Subchapter C applies to the Tarrant County Criminal District Court No. 2.

SECTION 1.021. Section 24.912, Government Code, is amended by adding Subsection (a-1) to read as follows:

(a-1) Subchapter C applies to the Tarrant County Criminal District Court No. 3.

SECTION 1.022. (a) The heading to Section 24.913, Government Code, is amended to read as follows:

Sec. 24.913. TARRANT COUNTY CRIMINAL JUDICIAL DISTRICT NO. 4 [~~OF TARRANT COUNTY~~].

(b) Section 24.913, Government Code, is amended by amending Subsections (a) and (d) and adding Subsection (d-1) to read as follows:

(a) The Tarrant County Criminal Judicial District No. 4 [~~of Tarrant County~~] is composed of Tarrant County.

(d) Subchapter C applies to the Tarrant County Criminal District Court No. 4 [~~of Tarrant County~~].

(d-1) Section 24.910, relating to the Tarrant County Criminal District Court No. 1, contains provisions applicable to both that court and the Tarrant County Criminal District Court No. 4.

(c) Sections 24.913(b), (c), and (e), Government Code, are repealed.

SECTION 1.023. Subchapter C, Chapter 72, Government Code, is amended by adding Section 72.039 to read as follows:

Sec. 72.039. DISTRICT COURT CASELOAD ANALYSIS. (a) In this section:

(1) "Clearance rate" has the meaning assigned by Section 72.083.

(2) "Judicial officer" means a district judge or an associate judge, master, magistrate, or referee who conducts

proceedings for district courts.

(b) The office at least once every two years shall conduct a district court caseload analysis. The analysis must concentrate on the weighted caseload of the district courts in the 30 most populous counties in this state, considering the nature and complexity of cases heard by each court, and include the following information, disaggregated by county:

(1) the number of cases filed in each district court with jurisdiction in the county in each of the preceding five state fiscal years;

(2) the clearance rate for each district court with jurisdiction in the county in each of the preceding five state fiscal years;

(3) the number of estimated full-time equivalent judicial officers serving district courts in the county in the preceding state fiscal year;

(4) the number of full-time equivalent judicial officers needed to serve the district courts in the county based on the most recent weighted caseload analysis;

(5) the calendar year for creation of the most recently created district court in the county; and

(6) any other relevant information identified by the director.

(c) Not later than October 1 of each even-numbered year, the office shall report the results of the analysis conducted under Subsection (b) to the governor, the lieutenant governor, and each member of the legislature.

SECTION 1.024. Section 659.012(b), Government Code, is amended to read as follows:

(b) A judge or justice for whom the amount of a state base salary is prescribed by Subsection (a) is entitled to an annual salary from the state in the amount equal to:

(1) 110 percent of the state base salary paid in accordance with Subsection (a) for the judge's or justice's position, beginning with the pay period that begins after the judge or justice accrues four years of:

(A) contributing service credit in the Judicial Retirement System of Texas Plan One or the Judicial Retirement System of Texas Plan Two;

(B) service as a judge or a full-time associate judge of a district court, statutory county court, multicounty statutory county court, or statutory probate court or as a district attorney, criminal district attorney, or county attorney; or

(C) combined contributing service credit and service as provided by Paragraphs (A) and (B); and

(2) 120 percent of the state base salary paid in accordance with Subsection (a) for the judge's or justice's position, beginning with the pay period that begins after the judge or justice accrues eight years of:

(A) contributing service credit in the Judicial Retirement System of Texas Plan One or the Judicial Retirement System of Texas Plan Two;

(B) service as a judge or a full-time associate judge of a district court, statutory county court, multicounty statutory county court, or statutory probate court or as a district attorney, criminal district attorney, or county attorney; or

(C) combined contributing service credit and service as provided by Paragraphs (A) and (B).

ARTICLE 2. STATUTORY COUNTY COURTS

SECTION 2.001. Section 25.0005(a), Government Code, is amended to read as follows:

(a) A statutory county court judge, other than a statutory county court judge who engages in the private practice of law, shall be paid a total annual salary set by the commissioners court at an amount that is not less than \$1,000 less than the sum of the annual salary as set by the General Appropriations Act in accordance with Section 659.012 paid to a district judge with comparable years of service as the statutory county court judge and any state or county contributions and supplements paid to a district judge in the county, other than contributions received as compensation under

Section 74.051. A statutory county court judge's total annual salary includes any state or county contributions and supplements paid to the judge. For purposes of this subsection, the years of service of a statutory county court judge include any years of service as:

(1) an appellate court, district court, multicounty statutory county court, or statutory probate court justice or judge; or

(2) a district attorney, criminal district attorney, or county attorney.

SECTION 2.002. Section 25.0023(a), Government Code, is amended to read as follows:

(a) The commissioners court shall set the total annual salary of each judge of a statutory probate court at an amount that is at least equal to the sum of the annual salary as set by the General Appropriations Act in accordance with Section 659.012 paid to a district judge with comparable years of service as the statutory probate court judge and any state or county contributions and supplements paid to a district judge in the county, other than contributions received as compensation under Section 74.051. A statutory probate court judge's total annual salary includes any state or county contributions and supplements paid to the judge, other than contributions paid under Section 25.0022(e). For purposes of this subsection, the years of service of a statutory probate court judge include any years of service as:

(1) an appellate court, district court, multicounty statutory county court, or statutory county court justice or judge; or

(2) a district attorney, criminal district attorney, or county attorney.

SECTION 2.003. (a) Sections 25.0062(a) and (b), Government Code, are amended to read as follows:

(a) In addition to the jurisdiction provided by Section 25.0003 and other law, a county court at law of Aransas County has concurrent jurisdiction with the district court in:

(1) family law cases and proceedings; ~~and~~

(2) felony cases to conduct arraignments, conduct pretrial hearings, and accept guilty pleas; and

(3) civil cases in which the matter in controversy exceeds the maximum amount provided by Section 25.0003.

(b) The district clerk serves as clerk of a county court at law in felony cases, in ~~and~~ family law cases and proceedings, and in civil cases in which the matter in controversy exceeds \$250,000. ~~The~~ ~~and the~~ county clerk serves as clerk of a county court at law in all other cases. The district clerk shall establish a separate docket for a county court at law. The commissioners court shall provide the deputy clerks, bailiffs, and other personnel necessary to operate a county court at law.

(b) Sections 25.0062(a) and (b), Government Code, as amended by this section, apply only to a case filed or proceeding commenced on or after September 1, 2023. A case filed or proceeding commenced before September 1, 2023, is governed by the law in effect on the date the case was filed or the proceeding was commenced, and the former law is continued in effect for that purpose.

SECTION 2.004. (a) Section 25.0171(c), Government Code, is amended to read as follows:

(c) Bexar County also has the following statutory probate courts:

(1) Probate Court No. 1 of Bexar County, Texas; ~~and~~

(2) Probate Court No. 2 of Bexar County, Texas; and

(3) Probate Court No. 3 of Bexar County, Texas.

(b) The Probate Court No. 3 of Bexar County, Texas, is created on September 1, 2023.

SECTION 2.005. (a) Section 25.0173, Government Code, is amended by amending Subsections (a) and (c) and adding Subsection (p) to read as follows:

(a) A statutory probate court in Bexar County has the general jurisdiction of a probate court as provided by Section 25.0021. Probate Courts Nos. 1, ~~and~~ 2, and 3 have eminent domain jurisdiction and jurisdiction to decide the issue of title to real

or personal property. Notwithstanding the local rules adopted under Section 74.093, the county clerk shall docket all eminent domain cases equally among ~~in~~ Probate Courts Nos. ~~Court No.~~ 1, ~~and Probate Court No.~~ 2, and 3.

(o) Notwithstanding the local rules adopted under Section 74.093, the county clerk shall:

(1) docket all mental health matters in Probate Court No. 1; and

(2) assign equally among the statutory probate courts in Bexar County and ~~shall~~ docket at random all other matters and proceedings filed in the statutory probate courts in Bexar County ~~[even-numbered probate cases in Probate Court No. 2 and all odd-numbered probate cases in Probate Court No. 1].~~

(p) Notwithstanding Section 25.0022(h), in the absence, disqualification, or incapacity of a statutory probate judge in Bexar County or on the judge's request, the statutory probate judges in Bexar County may sit and act for each other in any probate matter or proceeding. A statutory probate judge in Bexar County may:

(1) hear and determine any matter or proceeding pending in another statutory probate court in Bexar County; or

(2) enter any order in the matter or proceeding that the judge of the other statutory probate court in Bexar County may enter.

(b) Section 25.0173(j), Government Code, is repealed.

(c) Notwithstanding Section 25.0173, Government Code, as amended by this section, the county clerk for Bexar County shall assign to Probate Court No. 3 of Bexar County, Texas, one-third of all cases pending on September 1, 2023, in Probate Court No. 1 of Bexar County, Texas, and Probate Court No. 2 of Bexar County, Texas, that were filed before January 1, 2020.

SECTION 2.006. (a) Section 25.0331, Government Code, is amended by amending Subsection (a) and adding Subsection (a-1) to read as follows:

(a) Cameron County has the following statutory county courts:

- (1) County Court at Law No. 1 of Cameron County;
- (2) County Court at Law No. 2 of Cameron County;
- (3) County Court at Law No. 3 of Cameron County; and
- (4) ~~[County Court at Law No. 4 of Cameron County; and~~
- ~~[-5-]~~ County Court at Law No. 5 of Cameron County.

(a-1) Cameron County has one statutory probate court, the Probate Court No. 1 of Cameron County.

(b) The County Court at Law No. 4 of Cameron County is redesignated as the Probate Court No. 1 of Cameron County effective September 1, 2023.

SECTION 2.007. (a) Section 25.0332(a), Government Code, is amended to read as follows:

(a) In addition to the jurisdiction provided by Section 25.0003 and other law, a county court at law in Cameron County has~~[-~~

~~[-1] concurrent with the county court, the probate jurisdiction provided by general law for county courts; and~~
~~[-2-] concurrent jurisdiction with the district court in civil cases in which the amount in controversy exceeds \$500 but does not exceed \$1 million, excluding interest.~~

(b) Subchapter C, Chapter 25, Government Code, is amended by adding Section 25.0333 to read as follows:

Sec. 25.0333. CAMERON COUNTY PROBATE COURT PROVISIONS. (a) A statutory probate court in Cameron County has the jurisdiction of a probate court as provided by Section 25.0021.

(b) A statutory probate court in Cameron County has jurisdiction over mental health cases diverted from the criminal justice system in the county.

(c) Section 25.0332(b), Government Code, is repealed.

(d) The judge of the County Court at Law No. 4 of Cameron County shall transfer all active cases over which the court loses jurisdiction under this section and that are pending in the court on September 1, 2023, to a district court, county court at law, or county court in the county with jurisdiction over the case.

(e) The local administrative statutory county court judge

shall transfer any active probate matter that is pending in a statutory county court in Cameron County on September 1, 2023, to Probate Court No. 1 of Cameron County.

(f) When a case is transferred as provided by Subsection (d) or (e) of this section, all processes, writs, bonds, recognizances, or other obligations issued from the transferring court are returnable to the court to which the case is transferred as if originally issued by that court. The obligees on all bonds and recognizances taken in and for a court from which a case is transferred, and all witnesses summoned to appear in a court from which a case is transferred, are required to appear before the court to which a case is transferred as if originally required to appear before that court.

SECTION 2.008. (a) Section 25.0592(1), Government Code, is amended to read as follows:

(1) Sections 25.0006 and ~~25.0007(b)~~ ~~[25.0007]~~ do not apply to a county court at law in Dallas County.

(b) Section 25.0592(1), Government Code, as amended by this section, applies only to a jury impaneled on or after September 1, 2023.

SECTION 2.009. Section 25.0732, Government Code, is amended by adding Subsection (c) to read as follows:

~~(c) The County Criminal Court at Law No. 2 of El Paso County, Texas, is designated to conduct the DWI Drug Court Intervention and Treatment Program of El Paso County as a drug court program under Chapter 123 for persons arrested for, charged with, or convicted of an offense involving the operation of a motor vehicle while intoxicated.~~

SECTION 2.010. Section 25.0932, Government Code, is amended by amending Subsection (a) and adding Subsection (b) to read as follows:

(a) In addition to the jurisdiction provided by Section 25.0003 and other law, a county court at law in Grayson County has:

(1) original concurrent jurisdiction with the justice court in all civil and criminal matters over which the justice court has jurisdiction; and

(2) concurrent jurisdiction with the district court in family law cases and proceedings.

(b) The district clerk serves as clerk of a county court at law in family law cases and proceedings, and the county clerk serves as clerk of the court in all other cases.

SECTION 2.011. (a) Section 25.1031(c), Government Code, is amended to read as follows:

(c) Harris County has the following statutory probate courts:

- (1) Probate Court No. 1 of Harris County, Texas;
- (2) Probate Court No. 2 of Harris County, Texas;
- (3) Probate Court No. 3 of Harris County, Texas; ~~and~~
- (4) Probate Court No. 4 of Harris County, Texas; ~~and~~
- (5) Probate Court No. 5 of Harris County, Texas.

(b) Section 25.1034(j), Government Code, is repealed.

(c) The Probate Court No. 5 of Harris County, Texas, is created on September 1, 2023.

SECTION 2.012. Sections 25.1331 and 25.1332, Government Code, are repealed.

SECTION 2.013. Sections 25.1572(a), (d), and (e), Government Code, are amended to read as follows:

(a) In addition to the jurisdiction provided by Section 25.0003 and other law and except as limited by Subsection (b), a county court at law in McLennan County has:

(1) concurrent jurisdiction with the district courts in state jail, third degree, and second degree felony cases and family law cases on assignment from a district judge presiding in McLennan County and acceptance of the assignment by the judge of the county court at law to:

- (A) conduct arraignments;
- (B) conduct pretrial hearings;
- (C) accept guilty pleas and conduct sentencing;
- (D) conduct jury trials and nonjury trials;
- (E) conduct probation revocation hearings;

- (F) conduct post-trial proceedings; and
- (G) conduct family law cases and proceedings; and
- (2) jurisdiction in:
 - (A) Class A and Class B misdemeanor cases;
 - (B) probate proceedings;
 - (C) eminent domain;
 - (D) appeals from the justice and municipal

courts; and

(E) disputes ancillary to probate, eminent domain, condemnation, or landlord and tenant matters relating to the adjudication and determination of land titles and trusts, whether testamentary, inter vivos, constructive, resulting, or any other class or type of trust, regardless of the amount in controversy or the remedy sought [to conduct arraignments, conduct pretrial hearings, accept guilty pleas, and conduct probation revocation hearings in felony cases].

(d) A judge of a county court at law shall be paid a total ~~an~~ annual ~~base~~ salary set by the commissioners court in an amount not less than \$1,000 less than the annual ~~base~~ salary received by ~~the state pays to~~ a district judge ~~as set by the General Appropriations Act in accordance with Section 659.012~~ with equivalent years of service as a ~~the~~ judge, as provided under Section 25.0005, to be paid out of the county treasury by the commissioners court. ~~[A county court at law judge's and a district judge's annual base salaries do not include contributions and supplements paid by the county.]~~

(e) The district clerk serves as clerk of a county court at law in cases instituted in the district courts in which the county courts at law have ~~[matters of]~~ concurrent jurisdiction with the district court. The county clerk serves as the clerk of a county court at law in all other matters. Each clerk shall establish a separate docket for a county court at law.

SECTION 2.014. (a) Effective October 1, 2023, Section 25.1721, Government Code, is amended to read as follows:

Sec. 25.1721. MONTGOMERY COUNTY. [a] Montgomery County has the following statutory county courts:

- (1) County Court at Law No. 1 of Montgomery County;
- (2) ~~County Court at Law No. 2 of Montgomery County;~~
- [+3] County Court at Law No. 3 of Montgomery County;
- [3] ~~[+4]~~ County Court at Law No. 4 of Montgomery
County;
- [4] ~~[+5]~~ County Court at Law No. 5 of Montgomery
County; and
- [5] ~~[+6]~~ County Court at Law No. 6 of Montgomery
County.

[b] Montgomery County has one statutory probate court, the Probate Court No. 1 of Montgomery County.

(b) The County Court at Law No. 2 of Montgomery County is redesignated as the Probate Court No. 1 of Montgomery County effective October 1, 2023.

(c) Effective October 1, 2023, the judge of the County Court at Law No. 2 of Montgomery County is the judge of the Probate Court No. 1 of Montgomery County. Unless otherwise removed, the judge serves until December 31, 2026, and until the judge's successor is elected and has qualified. In the 2026 general election and every four years following that election, the qualified voters of the county shall elect a judge of the Probate Court No. 1 of Montgomery County for a regular term of four years.

SECTION 2.015. (a) Effective October 1, 2023, Subchapter C, Chapter 25, Government Code, is amended by adding Section 25.1723 to read as follows:

Sec. 25.1723. MONTGOMERY COUNTY PROBATE COURT PROVISIONS.
[a] In this section, "remote proceeding" means a proceeding before a court in which one or more of the participants, including a judge, party, attorney, witness, or other individual, attends the proceeding remotely through the use of technology.

[b] A statutory probate court of Montgomery County has concurrent jurisdiction with the district court, regardless of the amount in controversy or the relief sought, in:

- [1] disputes relating to the creation of a

constructive trust;

(2) declaratory judgment actions;

(3) actions in which the only relief sought is a writ of injunction; and

(4) actions to appoint a receiver under any law, including Section 11.402, Business Organizations Code.

(c) A statutory probate court of Montgomery County has eminent domain jurisdiction, including the jurisdiction provided to a district court under Sections 21.002 and 21.003, Property Code, regardless of the amount in controversy or the remedy sought. All eminent domain actions, cases, matters, or proceedings arising under Chapter 21, Property Code, or under Section 251.101, Transportation Code, shall be filed and docketed in a statutory probate court.

(d) A statutory probate court of Montgomery County may conduct docket matters at any location in the county as the statutory probate court judge considers necessary for the protection of wards or mental health respondents or as otherwise provided by law.

(e) A judge of a statutory probate court in Montgomery County and a judge of a district court or statutory county court in Montgomery County may exchange benches and may sit and act for each other in any matter pending before the court.

(f) The county clerk of Montgomery County serves as clerk of a statutory probate court.

(g) A statutory probate court of Montgomery County may appoint as a court investigator an employee of the court or another department in the county to comply with Section 25.0025.

(h) In addition to the uses authorized by Section 135.159, Local Government Code, Montgomery County may use the fees collected under Section 135.102, Local Government Code, and deposited into the judicial education and support fund to provide staff for the statutory probate courts and for court-related purposes for the support of the statutory probate courts.

(b) The judge of the County Court at Law No. 2 of Montgomery County shall transfer all active cases over which the court loses jurisdiction under this section and that are pending in the court on October 1, 2023, to a district court, county court at law, or county court in the county with jurisdiction over the case.

(c) The local administrative statutory county court judge shall transfer any active probate matter that is pending in a statutory county court in Montgomery County on October 1, 2023, to Probate Court No. 1 of Montgomery County.

(d) When a case is transferred as provided by Subsection (b) or (c) of this section, all processes, writs, bonds, recognizances, or other obligations issued from the transferring court are returnable to the court to which the case is transferred as if originally issued by that court. The obligees on all bonds and recognizances taken in and for a court from which a case is transferred, and all witnesses summoned to appear in a court from which a case is transferred, are required to appear before the court to which a case is transferred as if originally required to appear before that court.

SECTION 2.016. (a) Sections 25.1892(a) and (e), Government Code, are amended to read as follows:

(a) In addition to the jurisdiction provided by Section 25.0003 and other law, a county court at law in Polk County has concurrent ~~civil~~ jurisdiction with the district court in:

(1) cases and proceedings involving the collection of delinquent taxes, penalties, interest, and costs and the foreclosure of tax liens; ~~and~~

(2) family law cases and proceedings; and

(3) felony cases to conduct arraignments and pre-trial hearings and to accept guilty pleas.

(e) The district clerk serves as clerk of a county court at law in cases of concurrent jurisdiction with the district court ~~[enumerated in Subsection (a)(2)]~~, and the county clerk serves as clerk in all other cases. ~~[The district clerk shall establish a separate docket for a county court at law.]~~

(b) Sections 25.1892(a) and (e), Government Code, as

amended by this article, apply only to a case filed or proceeding commenced on or after September 1, 2023. A case filed or proceeding commenced before September 1, 2023, is governed by the law in effect on the date the case was filed or the proceeding was commenced, and the former law is continued in effect for that purpose.

SECTION 2.017. (a) Sections 25.2223(a), (i), (j), (j-2), and (l), Government Code, are amended to read as follows:

(a) A county criminal court in Tarrant County has jurisdiction over all criminal matters and causes, original and appellate, prescribed by law for county courts, but does not have civil jurisdiction. In addition to the jurisdiction provided by Section 25.0003 and other law, a county criminal court in Tarrant County has concurrent original jurisdiction of criminal cases with a district court other than felony cases involving capital murder. The County Criminal Courts Nos. 9 [5] and 10 of Tarrant County also have concurrent jurisdiction within the county of all appeals from criminal convictions under the laws of this state and the municipal ordinances of the municipalities located in Tarrant County that are appealed from the justice courts and municipal courts in the county. [~~The County Criminal Courts Nos. 5, 7, 8, 9, and 10 of Tarrant County also have concurrent jurisdiction with the district court in felony cases to conduct arraignments, conduct pretrial hearings, and accept guilty pleas.~~]

(i) The official court reporter of a county criminal court is entitled to the same fees and salary as a district court reporter and shall perform the same duties and take the oath of office as provided by law for district court reporters. [~~The official court reporter for the County Criminal Court No. 1 or 3 of Tarrant County is not required to take testimony in cases in which neither a party nor the judge demands it.~~]

(j) At least two bailiffs shall be assigned regularly to each county criminal court in [~~the County Criminal Court No. 1 of Tarrant County and the County Criminal Court No. 2 of~~] Tarrant County. Except as provided by Subsection (j-2), each judge [~~the judges~~] of a county criminal court [~~the County Criminal Courts Nos. 1 and 2 of Tarrant County~~] shall [~~each~~] appoint one officer to act as bailiff of the judge's court, and the sheriff of Tarrant County shall appoint a bailiff for each court as prescribed by law. The bailiffs serve at the pleasure of the court and shall perform the duties required by the judge of the court to which the bailiffs are assigned.

(j-2) The judge of a county criminal court [~~listed in Subsection (j) or (j-1)~~] may authorize the sheriff to appoint all bailiffs in the judge's court. If the sheriff is authorized by a judge to make the judge's appointment under this subsection, the sheriff shall appoint at least two officers to act as bailiffs for the judge's court. A bailiff appointed under this subsection serves at the pleasure of the court and shall perform the duties required by the judge of the court to which the bailiff is assigned.

(l) The County Criminal Courts Nos. [Court No.] 5 and 6 of Tarrant County [~~and the County Criminal Court No. 6 of Tarrant County~~] shall give preference to cases brought under Title 5, Penal Code, involving family violence as defined by Section 71.004, Family Code, and cases brought under Sections 25.07, 25.072, and 42.07(a)(2) [~~42.072~~], Penal Code.

(b) Sections 25.2223(b) and (j-1), Government Code, are repealed.

SECTION 2.018. (a) Effective October 1, 2023, Section 25.2291(c), Government Code, is amended to read as follows:

(c) Travis County has the following [~~one~~] statutory probate courts:

(1) [court, the] Probate Court No. 1 of Travis County;
and

(2) Probate Court No. 2 of Travis County.

(b) The Probate Court No. 2 of Travis County is created on October 1, 2023.

SECTION 2.019. (a) Effective October 1, 2023, Section 25.2293, Government Code, is amended by adding Subsections (d), (e), (h), and (k) to read as follows:

(d) Probate Court No. 2 of Travis County has primary

responsibility for mental health matters.

(e) The county clerk shall docket:

(1) all mental health matters in Probate Court No. 2, notwithstanding the local rules adopted under Section 74.093;

(2) all odd-numbered probate, guardianship, and trust cases, and related cases, as defined by the local rules, in Probate Court No. 1; and

(3) all even-numbered probate, guardianship, and trust cases, and related cases, as defined by the local rules, in Probate Court No. 2.

(h) The county clerk shall appoint a deputy clerk for each statutory probate court. A deputy clerk serves at the pleasure of the judge of the court to which the deputy clerk is assigned. A deputy clerk must take the constitutional oath of office, and the county clerk may require the deputy clerk to furnish a bond in an amount, conditioned and payable, as required by law. A deputy clerk acts in the name of the county clerk and may perform any other service required by the judge of a statutory probate court. A deputy clerk shall attend all sessions of the court to which the deputy clerk is assigned.

(k) In case of the absence, disqualification, or incapacity of a judge of a statutory probate court of Travis County, or for any other reason, the judges of the statutory probate courts of Travis County may sit and act for each other in any matter or proceeding pending in either court.

(b) Effective October 1, 2023, Section 25.2293(m), Government Code, is repealed.

SECTION 2.020. (a) Section 25.2391, Government Code, is amended to read as follows:

Sec. 25.2391. WALLER COUNTY. (a) Waller County has the following [one] statutory county courts:

(1) [court, the] County Court at Law No. 1 of Waller County; and

(2) County Court at Law No. 2 of Waller County.

(b) The county courts at law [County Court at Law] of Waller County sit [sits] in Hempstead.

(b) On September 1, 2023, the County Court at Law of Waller County is redesignated County Court at Law No. 1 of Waller County.

(c) The judge of the County Court at Law of Waller County is the judge of County Court at Law No. 1 of Waller County.

(d) This section does not affect the term of office of a judge of a court redesignated by this section. The judge, unless otherwise removed as provided by law, continues to serve for the term for which the judge was elected.

(e) The County Court at Law No. 2 of Waller County is created on September 1, 2023.

SECTION 2.021. Section 25.2392, Government Code, is amended by adding Subsection (b) and amending Subsection (g) to read as follows:

(b) County Court at Law No. 2 has the jurisdiction provided by the constitution and by general law for district courts, including jurisdiction in felony criminal cases.

(g) The district clerk serves as clerk of a county court at law in family law cases and proceedings and as clerk of County Court at Law No. 2 in cases and proceedings in which the court has concurrent jurisdiction with the district courts as provided by the constitution and general law, including jurisdiction in felony criminal cases. The [and the] county clerk serves as clerk of a county [the] court at law in all other cases and proceedings. The commissioners court may employ as many deputy sheriffs and bailiffs as are necessary to serve the court.

SECTION 2.022. (a) Subchapter C, Chapter 25, Government Code, is amended by adding Section 25.2491 to read as follows:

Sec. 25.2491. WILSON COUNTY. Wilson County has one statutory county court, the County Court at Law of Wilson County.

(b) The county Court at Law of Wilson County is created on September 1, 2023.

SECTION 2.023. Section 25.2607(d), Government Code, is amended to read as follows:

(d) Notwithstanding Section 25.0015, the state shall

annually compensate the administrative county of a multicounty statutory county court for the salary of the judge of the multicounty statutory county court in an amount equal to 100 percent of the state ~~base~~ salary paid to a district judge with comparable years of service as the multicounty statutory county court judge, as set by the General Appropriations Act in accordance with Section 659.012 ~~[659.012(a)]~~. For purposes of this subsection, the years of service of a multicounty statutory county court judge include any years of service as:

- (1) an appellate court, district court, statutory county court, or statutory probate court justice or judge; or
- (2) a district attorney, criminal district attorney, or county attorney.

SECTION 2.024. (a) Subchapter F, Chapter 25, Government Code, is amended by adding Sections 25.2703 and 25.2704 to read as follows:

Sec. 25.2703. 2ND MULTICOUNTY COURT AT LAW (BEE, LIVE OAK, AND MCMULLEN COUNTIES). Bee, Live Oak, and McMullen Counties have a multicounty statutory county court composed of those counties, the 2nd Multicounty Court at Law.

Sec. 25.2704. 2ND MULTICOUNTY COURT AT LAW PROVISIONS. (a) In addition to the jurisdiction provided by Section 25.0003 and other law, the 2nd Multicounty Court at Law has concurrent jurisdiction with the district courts, except in civil cases in which the matter in controversy exceeds the amount provided by Section 25.0003(c)(1).

(b) Bee County is the administrative county for the 2nd Multicounty Court at Law.

(c) Bee, Live Oak, and McMullen Counties shall enter into an interlocal agreement allocating the financial obligations of each county in relation to the county court at law and the budget, powers, and duties of the court and salaries of court personnel.

(d) If the counties served by the county court at law are unable to reach an agreement under Subsection (c) before the first day of the fiscal year for a county served by the court, each county shall pay to the court's administrative county a share of the court's administrative and operational costs for the fiscal year based on the proportion of the court's caseload originating in the county during the preceding year. A county is entitled to compensation from the state under Section 25.0015 in proportion to the amount paid under this subsection.

(e) The district clerk serves as clerk of the county court at law in matters of concurrent jurisdiction with the district court, and the county clerk serves as clerk of the county court at law in all other cases.

(f) Sections 25.0006, 25.0008, and 74.054(b) do not apply to the county court at law.

(g) Notwithstanding Section 74.121(b)(1), in matters of concurrent jurisdiction, the judge of the 2nd Multicounty Court at Law and the judges of the district courts in Bee, Live Oak, and McMullen Counties may exchange benches and courtrooms and may transfer cases between their dockets in the same manner that judges of district courts exchange benches and courtrooms and transfer cases under Section 24.003.

(b) The 2nd Multicounty Court at Law is created on September 1, 2023.

ARTICLE 3. JUSTICE COURTS AND CONSTITUTIONAL COUNTY COURTS

SECTION 3.001. Article 49.05(b), Code of Criminal Procedure, is amended to read as follows:

(b) A justice of the peace may conduct an inquest:

- (1) at the place where the death occurred;
- (2) where the body was found; ~~or~~
- (3) by videoconference with an individual who is:
 - (A) designated by the justice of the peace; and
 - (B) present with the body for a death described

by Article 49.04(a)(6) or (7); or

(4) at any other place determined to be reasonable by the justice.

SECTION 3.002. Section 26.315, Government Code, is amended to read as follows:

Sec. 26.315. STEPHENS COUNTY. (a) In addition to other jurisdiction provided by law, the [The] County Court of Stephens County has original concurrent jurisdiction with the justice courts in all civil matters in which the justice courts have jurisdiction under general law [the general jurisdiction of a probate court and juvenile jurisdiction as provided by Section 26.042(b) but has no other criminal or civil jurisdiction].

(b) The district clerk shall maintain the records of the County Court of Stephens County.

SECTION 3.003. (a) Section 92.0563(e), Property Code, is amended to read as follows:

(e) A justice court may not award a judgment under this section, including an order of repair, that exceeds \$20,000 [~~\$10,000~~], excluding interest and costs of court.

(b) Section 92.0563(e), Property Code, as amended by this section, applies only to a cause of action that accrues on or after September 1, 2023. A cause of action that accrues before that date is governed by the law in effect immediately before that date, and that law is continued in effect for that purpose.

ARTICLE 4. CRIMINAL LAW MAGISTRATES

SECTION 4.001. Article 2.09, Code of Criminal Procedure, is amended to read as follows:

Art. 2.09. WHO ARE MAGISTRATES. Each of the following officers is a magistrate within the meaning of this Code: The justices of the Supreme Court, the judges of the Court of Criminal Appeals, the justices of the Courts of Appeals, the judges of the District Court, the magistrates appointed by the judges of the district courts of Bexar County, Dallas County, or Tarrant County that give preference to criminal cases, the criminal law hearing officers for Harris County appointed under Subchapter L, Chapter 54, Government Code, the criminal law hearing officers for Cameron County appointed under Subchapter BB, Chapter 54, Government Code, the magistrates or associate judges appointed by the judges of the district courts of Lubbock County, Nolan County, or Webb County, the magistrates appointed by the judges of the criminal district courts of Dallas County or Tarrant County, the associate judges appointed by the judges of the district courts and the county courts at law that give preference to criminal cases in Jefferson County, the magistrates appointed by the judges of the district courts and statutory county courts in Denton County, the magistrates appointed by the judges of the district courts and statutory county courts in Grayson County, the associate judges appointed by the judges of the district courts and the statutory county courts of Brazos County, Nueces County, or Williamson County, the magistrates appointed by the judges of the district courts and statutory county courts that give preference to criminal cases in Travis County, the criminal magistrates appointed by the Brazoria County Commissioners Court, the criminal magistrates appointed by the Burnet County Commissioners Court, the magistrates appointed by the El Paso Council of Judges, the county judges, the judges of the county courts at law, judges of the county criminal courts, the judges of statutory probate courts, the associate judges appointed by the judges of the statutory probate courts under Chapter 54A, Government Code, the associate judges appointed by the judge of a district court under Chapter 54A, Government Code, the magistrates appointed under Subchapter JJ, Chapter 54, Government Code, the magistrates appointed by the Collin County Commissioners Court, the magistrates appointed by the Fort Bend County Commissioners Court, the justices of the peace, and the mayors and recorders and the judges of the municipal courts of incorporated cities or towns.

SECTION 4.002. Article 4.01, Code of Criminal Procedure, is amended to read as follows:

Art. 4.01. WHAT COURTS HAVE CRIMINAL JURISDICTION. The following courts have jurisdiction in criminal actions:

1. The Court of Criminal Appeals;
2. Courts of appeals;
3. The district courts;
4. The criminal district courts;
5. The magistrates appointed by the judges of the district courts of Bexar County, Dallas County, Tarrant County, or

Travis County that give preference to criminal cases and the magistrates appointed by the judges of the criminal district courts of Dallas County or Tarrant County;

6. The county courts;

7. All county courts at law with criminal jurisdiction;

8. County criminal courts;

9. Justice courts;

10. Municipal courts;

11. The magistrates appointed by the judges of the district courts of Lubbock County;

12. The magistrates appointed by the El Paso Council of Judges;

13. The magistrates appointed by the Collin County Commissioners Court;

14. The magistrates appointed by the Brazoria County Commissioners Court or the local administrative judge for Brazoria County; ~~and~~

15. The magistrates appointed by the judges of the district courts of Tom Green County;

16. The magistrates appointed by the judges of the district and statutory county courts of Denton County; and

17. The magistrates appointed by the judges of the district and statutory county courts of Grayson County.

SECTION 4.003. Section 54.2001(b), Government Code, is amended to read as follows:

(b) The judges of the district and statutory county courts in Guadalupe County by majority ~~(a unanimous)~~ vote may appoint magistrates as authorized by the Commissioners Court of Guadalupe County.

SECTION 4.004. Section 54.2502(c), Government Code, is amended to read as follows:

(c) A judge of the criminal law magistrate court is entitled to the salary set by the commissioners court. The salary may not be less than the annual base salary paid to a district judge under Section 659.012(a)(1) and must include compensation for services performed on behalf of Brazoria County [Chapter 659].

SECTION 4.005. Chapter 54, Government Code, is amended by adding Subchapter RR to read as follows:

SUBCHAPTER RR. GRAYSON COUNTY CRIMINAL MAGISTRATES

Sec. 54.2701. AUTHORIZATION; APPOINTMENT; ELIMINATION.

(a) The Commissioners Court of Grayson County may authorize the judges of the district and statutory county courts in Grayson County to appoint one or more part-time or full-time magistrates to perform the duties authorized by this subchapter.

(b) The judges of the district and statutory county courts in Grayson County by a unanimous vote may appoint magistrates as authorized by the Commissioners Court of Grayson County.

(c) An order appointing a magistrate must be signed by the local presiding judge of the district courts serving Grayson County, and the order must state:

(1) the magistrate's name; and

(2) the date the magistrate's employment is to begin.

(d) An authorized magistrate's position may be eliminated on a majority vote of the Commissioners Court of Grayson County.

Sec. 54.2702. QUALIFICATIONS; OATH OF OFFICE. (a) To be eligible for appointment as a magistrate, a person must be a resident of this state and:

(1) have served as a justice of the peace or municipal court judge for at least four years before the date of appointment; or

(2) have been licensed to practice law in this state for at least four years before the date of appointment.

(b) A magistrate appointed under Section 54.2701 must take the constitutional oath of office required of appointed officers of this state.

Sec. 54.2703. COMPENSATION. A magistrate is entitled to the salary determined by the Commissioners Court of Grayson County.

Sec. 54.2704. JURISDICTION. A magistrate has concurrent criminal jurisdiction with the judges of the justice of the peace

courts of Grayson County.

Sec. 54.2705. POWERS AND DUTIES. (a) The Commissioners Court of Grayson County shall establish the powers and duties of a magistrate appointed under this subchapter. Except as otherwise provided by the commissioners court, a magistrate has the powers of a magistrate under the Code of Criminal Procedure and other laws of this state and may administer an oath for any purpose.

(b) A magistrate shall give preference to performing the duties of a magistrate under Article 15.17, Code of Criminal Procedure.

(c) The commissioners court may designate one or more magistrates to hold regular hearings to:

- (1) give admonishments;
- (2) set and review bail and conditions of release;
- (3) appoint legal counsel; and
- (4) determine other routine matters relating to preindictment or pending cases within those courts' jurisdiction.

(d) In the hearings described by Subsection (c), a magistrate shall give preference to the case of an individual held in county jail.

(e) A magistrate may inquire into a defendant's intended plea to the charge and set the case for an appropriate hearing before a judge or master.

Sec. 54.2706. JUDICIAL IMMUNITY. A magistrate has the same judicial immunity as a district judge.

Sec. 54.2707. WITNESSES. (a) A witness who is sworn and who appears before a magistrate is subject to the penalties for perjury and aggravated perjury provided by law.

(b) A referring court may fine or imprison a witness or other court participant for failure to appear after being summoned, refusal to answer questions, or other acts of direct contempt before a magistrate.

SECTION 4.006. Chapter 54, Government Code, is amended by adding Subchapter SS to read as follows:

SUBCHAPTER SS. DENTON COUNTY CRIMINAL LAW MAGISTRATE COURT

Sec. 54.2801. CREATION. The Denton County Criminal Law Magistrate Court is a court with the jurisdiction provided by this subchapter.

Sec. 54.2802. APPOINTMENT; OVERSIGHT. (a) The district court judges with jurisdiction in Denton County and the judges of the criminal statutory county courts of Denton County shall appoint one or more judges to preside over the criminal law magistrate court. An appointed judge must:

(1) serve Denton County as a district court judge, a criminal statutory county court judge, an associate judge of a court with criminal jurisdiction, a magistrate, including a jail magistrate, a judge of a municipal court of record, or a justice of the peace;

(2) be a licensed attorney in good standing with the State Bar of Texas;

(3) be authorized to access criminal history records under state and federal law;

(4) have completed training necessary to serve as a magistrate in Denton County, as determined by the district court judges with jurisdiction in Denton County and the judges of the criminal statutory county courts of Denton County; and

(5) meet the qualifications under Section 54.2807.

(b) The district court judges with jurisdiction in Denton County and the judges of the criminal statutory county courts of Denton County shall:

(1) designate to oversee the criminal law magistrate court either:

(A) one district court judge and one criminal statutory county court judge; or

(B) a criminal law magistrate court associate judge appointed under Section 54.2805; and

(2) supervise the magistrate court to ensure the magistrates appointed give preference to duties under Chapters 14, 15, 16, 17, and 18, Code of Criminal Procedure.

(c) The magistrates of the criminal law magistrate court

shall comply with the standing orders and directives regarding criminal cases of the district court judges with jurisdiction in Denton County and the judges of the criminal statutory county courts of Denton County, including a presiding criminal judge of Denton County.

Sec. 54.2803. JURISDICTION. (a) Except as provided by Subsection (b), the criminal law magistrate court has the criminal jurisdiction provided for magistrates by the constitution and laws of this state in all criminal cases:

(1) alleging an offense other than an offense punishable only as a Class C misdemeanor;

(2) for which a magistrate or judge has determined there is probable cause to believe the defendant committed the crime alleged;

(3) in which the defendant has been released or is confined in the Denton County jail; and

(4) in which either:

(A) the defendant has not yet been charged by information or indictment; or

(B) the judge presiding over the case has specifically authorized the criminal law magistrate to take certain actions.

(b) The criminal law magistrate court and the criminal law magistrate court associate judge do not have jurisdiction to:

(1) hear a trial on the merits of an offense, except as provided by Section 54.2811(c); or

(2) take any action not specifically authorized by an order of referral from the judge presiding in a criminal case in which the defendant has been charged by information or indictment.

(c) The magisterial duties in a criminal case shall be transferred to the criminal law magistrate court:

(1) on request of a presiding judge in a criminal case for which the defendant has been charged by information or indictment; or

(2) after a defendant has been transferred to the custody of the Denton County jail or released from custody on bond in Denton County.

Sec. 54.2804. POWERS AND DUTIES. The criminal law magistrate court may:

(1) determine probable cause for purposes of an arrest or search;

(2) issue an order of commitment, a warrant of arrest, or an order of protection;

(3) perform the duty of a magistrate under Chapters 14, 15, 16, 17, and 18, Code of Criminal Procedure;

(4) reduce or modify a bond, find a bond ordered by another judge or magistrate to be insufficient, or require conditions of a bond;

(5) hear any motion filed in a case over which the court has jurisdiction;

(6) administer oaths; and

(7) perform an action on a proceeding referred to the magistrate under Section 54.2811.

Sec. 54.2805. CRIMINAL LAW MAGISTRATE COURT ASSOCIATE JUDGE. The district court judges with jurisdiction in Denton County and the judges of the criminal statutory county courts of Denton County may, with the approval of the Commissioners Court of Denton County and two-thirds of the district court and criminal statutory county court judges, appoint a district or criminal statutory county court judge qualified under Section 54.2807 as the criminal law magistrate court associate judge to:

(1) serve the district and criminal county courts of Denton County;

(2) oversee the criminal law magistrate court; and

(3) recommend for appointment full-time and part-time jail magistrates.

Sec. 54.2806. JAIL MAGISTRATE. (a) The district court judges with jurisdiction in Denton County and the judges of the criminal statutory county courts of Denton County may, with the approval of the Commissioners Court of Denton County, appoint by

joint standing order one or more full-time jail magistrates qualified to serve under Section 54.2807.

(b) A jail magistrate has the jurisdiction provided by the constitution and laws of this state for magistrates for criminal cases in which the defendant is in the custody of Denton County jail and has not yet been charged with a criminal offense by complaint, information, or indictment.

(c) A jail magistrate shall ensure timely compliance with Article 15.17, Code of Criminal Procedure, in all cases within the magistrate's jurisdiction, give preference to performing the duties of a magistrate under that article, and perform the following duties:

(1) consider sworn complaints or affidavits establishing probable cause and entering orders of release or commitment;

(2) conduct hearings under Article 15.17, Code of Criminal Procedure, provide warnings, and advise a defendant of the defendant's right to counsel;

(3) determine if a defendant is indigent and in need of appointed counsel;

(4) set, adjust, or revoke a bond;

(5) set the conditions of bond;

(6) conduct an examining trial;

(7) issue search and arrest warrants;

(8) issue magistrate's orders of emergency protection;

and

(9) with the express authorization of a justice of the peace, exercise concurrent criminal jurisdiction with the justice of the peace to dispose as provided by law of cases filed in the precinct of the authorizing justice of the peace, except for a trial on the merits following a plea of not guilty.

(d) A jail magistrate may be assigned additional duties by the criminal law magistrate court associate judge appointed under Section 54.2805.

(e) A jail magistrate has the express authority and duty to:

(1) order the release of defendant due to an extraordinary medical condition;

(2) consider information and make inquiries regarding a defendant's mental health;

(3) issue orders or writs as necessary for the evaluation, treatment, and accommodation of a defendant's mental health issue; and

(4) communicate with the Denton County local mental health authority or another qualified mental health professional to provide continuing care to a defendant.

(f) In addition to the full-time jail magistrates appointed under Subsection (a), the district court judges with jurisdiction in Denton County and the judges of the criminal statutory county courts of Denton County may appoint or engage by joint standing order one or more part-time jail magistrates to serve as a jail magistrate as assigned. A part-time jail magistrate must be qualified to serve as a magistrate in the county under Section 54.2807 and be a sitting district, statutory county, or municipal court judge or a justice of the peace in Denton County.

Sec. 54.2807. QUALIFICATIONS. To be eligible for appointment as the criminal law magistrate court associate judge, a jail magistrate, or another magistrate in the criminal law magistrate court, a person must:

(1) have been a resident of Denton County for at least two years preceding the person's appointment; and

(2) have been licensed to practice law in this state for at least four years.

Sec. 54.2808. COMPENSATION. A criminal law magistrate court associate judge, a jail magistrate, and each other magistrate in the criminal law magistrate court shall be paid a total annual salary set by the Commissioners Court of Denton County. The salary shall be paid in a manner and from a fund determined by the commissioners court.

Sec. 54.2809. JUDICIAL IMMUNITY. A criminal law magistrate court associate judge, a jail magistrate, and each other magistrate

in the criminal law magistrate court has the same judicial immunity as a district judge.

Sec. 54.2810. TERMINATION OF SERVICES. (a) Except as provided by Subsection (b), a criminal law magistrate court associate judge, a jail magistrate, and each other magistrate in the criminal law magistrate court may be terminated by a two-thirds vote of the district court judges with jurisdiction in Denton County and the judges of the criminal statutory county courts of Denton County.

(b) A part-time jail magistrate serves solely at the discretion of a criminal law magistrate court associate judge appointed under Section 54.2805 or of the district court judge and criminal statutory county court judge designated to oversee the criminal law magistrate court under Section 54.2802(b).

Sec. 54.2811. PROCEEDING THAT MAY BE REFERRED. (a) A district court judge with jurisdiction in Denton County, the judge of a criminal statutory county court of Denton County, or the judge of the juvenile court of Denton County may refer to the criminal law magistrate court the following matters in a criminal case:

- (1) a negotiated plea of guilty or no contest before the court;
- (2) a bond forfeiture, remittitur, and related proceedings;
- (3) a pretrial motion;
- (4) a writ of habeas corpus;
- (5) an examining trial;
- (6) jury selection;
- (7) an occupational driver's license;
- (8) a waiver of extradition or a related matter under Chapter 51, Code of Criminal Procedure;
- (9) the issuance of search warrants, including a search warrant under Article 18.02(a)(10), Code of Criminal Procedure, notwithstanding Article 18.01(c), Code of Criminal Procedure;
- (10) a petition for an order of expunction under Chapter 55, Code of Criminal Procedure;
- (11) an asset forfeiture hearing as provided by Chapter 59, Code of Criminal Procedure;
- (12) a civil commitment matter under Subtitle C, Title 7, Health and Safety Code;
- (13) setting, adjusting, or revoking bond;
- (14) the conduct of initial juvenile detention hearings or any other matter in a juvenile case if referred by the judge of the juvenile court of the county and approved by the Denton County Juvenile Board; and
- (15) any other matter the judge considers necessary and proper.

(b) Except as limited by an order of referral, the criminal law magistrate court associate judge may:

- (1) conduct a hearing;
- (2) hear evidence;
- (3) compel production of relevant evidence;
- (4) rule on the admissibility of evidence;
- (5) issue a summons for the appearance of witnesses;
- (6) examine a witness;
- (7) swear a witness for a hearing;
- (8) make findings of fact on evidence;
- (9) formulate conclusions of law;
- (10) rule on pretrial motions;
- (11) recommend the rulings, orders, or judgment to be made in a case;
- (12) regulate proceedings in a hearing before the associate judge;
- (13) accept a negotiated plea of guilty or no contest made before the court and:
 - (A) enter a finding of guilty and impose or suspend the sentence; or
 - (B) defer adjudication of guilt;
- (14) select a jury;
- (15) accept a negotiated plea in a probation

revocation;

(16) conduct a contested probation revocation

hearing;

(17) sign a dismissal in a misdemeanor case; and

(18) perform any act and take any measure necessary and proper for the efficient performance of the duties required by the order of referral.

(c) Notwithstanding Section 54,2803(b), the judge of the juvenile court of Denton County may refer to the criminal law magistrate court associate judge any proceeding over which the juvenile court has exclusive original jurisdiction under Title 3, Family Code, including any matter ancillary to that proceeding. The criminal law magistrate court associate judge may accept a plea of guilty for a misdemeanor or felony or a plea of true from a defendant or juvenile, regardless of the classification of the offense charged or the conduct alleged.

(d) The criminal law magistrate court associate judge may sign a motion to dismiss submitted by an attorney representing the state on cases referred to the judge, or on dockets called by the judge, and may consider unadjudicated cases at sentencing under Section 12.45, Penal Code.

(e) A criminal law magistrate, including the criminal law magistrate court associate judge, has all of the powers of a magistrate under the laws of this state and may administer an oath for any purpose.

Sec. 54,2812. ORDER OF REFERRAL. (a) To refer one or more cases to the criminal law magistrate court or the criminal law magistrate court associate judge, a judge must issue a written order of referral that specifies the magistrate court's duties.

(b) An order of referral may:

(1) limit the powers of the magistrate court and direct the magistrate to report only on specific issues, perform particular acts, or receive and report on evidence only;

(2) set the time and place for the hearing;

(3) prescribe a closing date for the hearing;

(4) provide a date for filing the magistrate's

findings;

(5) designate proceedings for more than one case over which the magistrate shall preside;

(6) direct the magistrate to call the court's docket;

and

(7) set forth general powers and limitations or authority of the magistrate applicable to any case referred.

Sec. 54,2813. FORFEITURES. Bail bonds and personal bonds may be forfeited by the criminal law magistrate court or the criminal law magistrate court associate judge in the manner provided by Chapter 22, Code of Criminal Procedure, and those forfeitures shall be filed with:

(1) the district clerk if associated with a felony case;

(2) the county clerk if associated with a Class A or Class B misdemeanor case; or

(3) the justice court clerk associated with the Class C misdemeanor case in which the bond was originally filed.

Sec. 54,2814. PAPERS TRANSMITTED TO JUDGE. At the conclusion of the proceedings, a magistrate or the criminal law magistrate court associate judge shall transmit to the referring court any papers relating to the case, including the magistrate's findings, conclusions, orders, recommendations, or other action taken.

Sec. 54,2815. JUDICIAL ACTION. (a) A referring court may modify, correct, reject, reverse, or recommit for further information any action taken by the magistrate or the criminal law magistrate court associate judge.

(b) If the referring court does not modify, correct, reject, reverse, or recommit an action of the magistrate or the criminal law magistrate court associate judge, the action becomes the decree of the referring court.

Sec. 54,2816. EXCHANGE OF BENCHES. (a) The judges of the criminal law magistrate court may exchange benches and may sit and

act for each other in any proceeding pending in the criminal law magistrate court.

(b) When conducting a capias pro fine hearing for any court, the criminal law magistrate court acts in the same capacity and with the same authority as the judge who issued the capias pro fine.

Sec. 54.2817. COURT REPORTER. At the request of a party in a criminal case, the criminal law magistrate court shall provide a court reporter to record the proceedings before the magistrate.

Sec. 54.2818. WITNESS. (a) A witness who appears before the criminal law magistrate court and is sworn is subject to the penalties for perjury provided by law.

(b) A referring court may issue attachment against and may fine or imprison a witness whose failure to appear after being summoned or whose refusal to answer questions has been certified to the referring court.

Sec. 54.2819. CLERK. (a) The district clerk serves as clerk of the criminal law magistrate court, except that after a Class A or Class B misdemeanor is filed in the county court at law and assigned to the magistrate court, the county clerk serves as clerk for that misdemeanor case.

(b) The district clerk shall establish a docket and keep the minutes for the cases filed in or transferred to the magistrate court. The district clerk shall perform any other duties that local administrative rules require in connection with the implementation of this subchapter. The local administrative judge shall ensure that the duties required under this subsection are performed. To facilitate the duties associated with serving as the clerk of the magistrate court, the district clerk and the deputies of the district clerk may serve as deputy county clerks at the discretion of the district clerk.

(c) The clerk of the case shall include as part of the record on appeal a copy of the order and local administrative rule under which a magistrate court acted.

Sec. 54.2820. COSTS. (a) When the district clerk is the clerk under this subchapter, the district clerk shall charge the same court costs for cases filed in, transferred to, or assigned to the criminal law magistrate court that are charged in the district courts.

(b) When the county clerk is the clerk under this subchapter, the county clerk shall charge the same court costs for cases filed in, transferred to, or assigned to the magistrate court that are charged in the county courts.

SECTION 4.007. Section 54.651, Government Code, is amended by adding Subsection (d) to read as follows:

(d) A magistrate appointed under this subchapter may not engage in the private practice of law, as defined by Section 81.101, in Tarrant County.

SECTION 4.008. Section 54.656(a), Government Code, is amended to read as follows:

(a) A judge may refer to a magistrate any criminal case or matter relating to a criminal case for proceedings involving:

(1) a negotiated plea of guilty or nolo contendere [~~no contest~~] and sentencing before the court;

(2) a bond forfeiture, remittitur, and related proceedings;

(3) a pretrial motion;

(4) a writ of habeas corpus;

(5) an examining trial;

(6) an occupational driver's license;

(7) a petition for an order of expunction under Chapter 55, Code of Criminal Procedure;

(8) an asset forfeiture hearing as provided by Chapter 59, Code of Criminal Procedure;

(9) a petition for an order of nondisclosure of criminal history record information or an order of nondisclosure of criminal history record information that does not require a petition provided by Subchapter E-1, Chapter 411;

(10) a motion to modify or revoke community supervision or to proceed with an adjudication of guilt;

(11) setting conditions, modifying, revoking, and

surrendering of bonds, including surety bonds;

(12) specialty court proceedings;

(13) a waiver of extradition; and

(14) any other matter the referring judge considers necessary and proper.

SECTION 4.009. Subchapter H, Chapter 54, Government Code, is amended by adding Section 54.6585 to read as follows:

Sec. 54.6585. CLERK. (a) The district clerk serves as clerk of the cases referred to a magistrate under this subchapter, except:

(1) the county clerk serves as clerk for a Class A or Class B misdemeanor case filed in a county criminal court and referred to a magistrate; and

(2) the originating justice court clerk serves as clerk for a Class C misdemeanor case filed in a justice court and referred to a magistrate.

(b) The district clerk shall establish a docket and keep the minutes for the cases referred to a magistrate under this subchapter. To facilitate the duties associated with serving as the clerk for the cases referred to a magistrate, the district clerk and deputy district clerks may serve as deputy county clerks and deputy justice clerks at the discretion of the district clerk.

ARTICLE 5. ASSOCIATE JUDGES AND VISITING JUDGES

SECTION 5.001. (a) Sections 201.005(a) and (d), Family Code, are amended to read as follows:

(a) Except as provided by this section, a judge of a court may refer to an associate judge any aspect of a suit or action, including any matter ancillary to the suit or action, over which the court has jurisdiction under:

(1) this title;

(2) [7] Title 1;

(3) [7] Chapter 35, 35A, or 45;

(4) [7-~~or~~] Title 4;

(5) Subchapter A, Chapter 7B, Code of Criminal Procedure; or

(6) Chapter 24A, Property Code [7-including any matter ancillary to the suit].

(d) The requirements of Subsections (b) and (c) shall apply whenever a judge has authority to refer the trial of a suit or action described by Subsection (a) [under this title, Title 1, Chapter 45, or Title 4] to an associate judge, master, or other assistant judge regardless of whether the assistant judge is appointed under this subchapter.

(b) Sections 201.005(a) and (d), Family Code, as amended by this section, apply only to a suit or application filed on or after September 1, 2023. A suit or application filed before September 1, 2023, is governed by the law in effect on the date the suit or application was filed, and the former law is continued in effect for that purpose.

SECTION 5.002. Section 201.105(a), Family Code, is amended to read as follows:

(a) An associate judge appointed under this subchapter is entitled to a salary in the amount equal to 90 percent of the annual [state base] salary paid to a district judge with comparable years of service as the associate judge as set by the General Appropriations Act in accordance with Section 659.012 [~~659.012(a)~~], Government Code.

SECTION 5.003. Section 201.113, Family Code, is amended to read as follows:

Sec. 201.113. VISITING ASSOCIATE JUDGE. (a) The [if an associate judge appointed under this subchapter is temporarily unable to perform the associate judge's official duties because of absence resulting from family circumstances, illness, injury, disability, or military service, or if there is a vacancy in the position of associate judge, the] presiding judge of an [the] administrative judicial region [in which the associate judge serves or the vacancy occurs] may assign [appoint] a visiting associate judge for Title IV-D cases to perform the duties of an [the] associate judge appointed under this subchapter only if:

(1) the associate judge is temporarily unable to

perform the associate judge's official duties because of absence resulting from:

- (A) illness;
- (B) injury;
- (C) disability;
- (D) personal emergency;
- (E) military service;
- (F) vacation; or
- (G) attendance at a continuing legal education

program;

(2) the associate judge requests assistance due to a heavy workload or a pandemic-related emergency; or

(3) a vacancy occurs in the position of associate judge.

(b) The presiding judge of an administrative judicial region may assign a visiting associate judge under Subsection (a) during the period the associate judge is unable to perform the associate judge's duties, during the period assistance is needed to manage the associate judge's workload, or until another associate judge is appointed to fill the vacancy.

(c) ~~(b)~~ A person is not eligible for assignment [appointment] under this section unless the person has served as a master or associate judge under this chapter, a district judge, or a statutory county court judge for at least two years before the date of assignment [appointment].

(d) ~~(c)~~ A visiting associate judge assigned [appointed] under this section is subject to each provision of this chapter that applies to an associate judge serving under a regular appointment under this subchapter. A visiting associate judge assigned [appointed] under this section is entitled to compensation to be determined by a majority vote of the presiding judges of the administrative judicial regions through use of funds under this subchapter. A visiting associate judge is not considered to be a state employee for any purpose.

(e) ~~(d)~~ Section 2252.901, Government Code, does not apply to the assignment [appointment] of a visiting associate judge under this section.

SECTION 5.004. Section 201.205(a), Family Code, is amended to read as follows:

(a) An associate judge appointed under this subchapter is entitled to a salary in the amount equal to 90 percent of the annual [state base] salary paid to a district judge with comparable years of service as the associate judge as set by the General Appropriations Act in accordance with Section 659.012 ~~659.012(a)~~, Government Code.

SECTION 5.005. Section 201.208, Family Code, is amended to read as follows:

Sec. 201.208. ASSIGNMENT OF JUDGES AND ~~[APPOINTMENT OF]~~ VISITING ASSOCIATE JUDGES. (a) This chapter does not limit the authority of a presiding judge to assign a judge eligible for assignment under Chapter 74, Government Code, to assist in processing cases in a reasonable time.

(b) ~~The [if an associate judge appointed under this subchapter is temporarily unable to perform the associate judge's official duties because of absence resulting from family circumstances, illness, injury, disability, or military service, or if there is a vacancy in the position of associate judge, the] presiding judge of an [the] administrative judicial region [in which the associate judge serves or the vacancy occurs] may assign [appoint] a visiting associate judge to perform the duties of an [the] associate judge appointed under this subchapter only if:~~

(1) the associate judge is temporarily unable to perform the associate judge's official duties because of absence resulting from:

- (A) illness;
- (B) injury;
- (C) disability;
- (D) personal emergency;
- (E) military service;
- (F) vacation; or

(G) attendance at a continuing legal education program;

(2) the associate judge requests assistance due to a heavy workload or a pandemic-related emergency; or

(3) a vacancy occurs in the position of associate judge.

(c) The presiding judge of an administrative judicial region may assign a visiting associate judge under Subsection (b) during the period the associate judge is unable to perform the associate judge's duties, during the period assistance is needed to manage the associate judge's workload, or until another associate judge is appointed to fill the vacancy.

(d) [~~(e)~~] A person is not eligible for assignment [appointment] under this section unless the person has served as a master or associate judge under this chapter, a district judge, or a statutory county court judge for at least two years before the date of assignment [appointment].

(e) [~~(d)~~] A visiting associate judge assigned [appointed] under this section is subject to each provision of this chapter that applies to an associate judge serving under a regular appointment under this subchapter. A visiting associate judge assigned [appointed] under this section is entitled to compensation, to be determined by a majority vote of the presiding judges of the administrative judicial regions, through use of funds under this subchapter. A visiting associate judge is not considered to be a state employee for any purpose.

(f) [~~(e)~~] Section 2252.901, Government Code, does not apply to the assignment [appointment] of a visiting associate judge under this section.

SECTION 5.006. Subchapter C, Chapter 54A, Government Code, is amended by adding Section 54A.219 to read as follows:

Sec. 54A.219. VISITING ASSOCIATE JUDGES. (a) This section does not limit the authority of the presiding judge of the statutory probate courts to assign a judge under Section 25.0022 to assist with processing cases in a reasonable time.

(b) The local administrative probate judge or, for a county without a local administrative probate judge, a statutory probate court judge of the county in which an associate judge appointed under this subchapter serves may assign a visiting associate judge to perform the duties of an associate judge appointed under this subchapter only if:

(1) the associate judge is temporarily unable to perform the associate judge's official duties because of absence resulting from:

(A) illness;

(B) injury;

(C) disability;

(D) personal emergency;

(E) military service;

(F) vacation; or

(G) attendance at a continuing legal education program;

(2) the associate judge requests assistance due to a heavy workload or a pandemic-related emergency; or

(3) a vacancy occurs in the position of associate judge.

(c) A visiting associate judge assigned under this section may be assigned to serve during the period an associate judge is unable to perform the associate judge's duties, during the period the associate judge needs assistance in managing the judge's workload, or until another associate judge is appointed to fill a vacancy in the position of associate judge.

(d) A person is not eligible for assignment under this section unless the person has served as an associate judge under this subchapter for at least two years before the date of assignment.

(e) A visiting associate judge assigned under this section is subject to each provision of this subchapter that applies to an associate judge appointed under this subchapter. An assigned visiting associate judge is entitled to compensation equal to the

salary of the associate judge, prorated for time served. A visiting associate judge is not considered a county employee for any purpose.

SECTION 5.007. Subtitle D, Title 2, Government Code, is amended by adding Chapter 54B to read as follows:

CHAPTER 54B. ASSOCIATE JUDGES IN CERTAIN COUNTIES
SUBCHAPTER A. ASSOCIATE JUDGES IN DUVAL COUNTY

Sec. 54B.001. APPOINTMENT. The judge of the 229th District Court, with the approval of the Commissioners Court of Duval County, may appoint a full-time or a part-time associate judge to perform the duties authorized by this subchapter.

Sec. 54B.002. QUALIFICATIONS. To be eligible for appointment as an associate judge, a person must:

- (1) be a resident of this state and Duval County; and
- (2) meet the requirements and qualifications to serve as a judge of the court to which the person is appointed.

Sec. 54B.003. COMPENSATION. (a) An associate judge is entitled to the compensation set by the Commissioners Court of Duval County.

(b) The salary shall be paid from the county fund available for payments of officers' salaries.

(c) This section does not apply to an associate judge appointed under Chapter 54A of this code or Section 201.001, Family Code.

Sec. 54B.004. PRIVATE PRACTICE. A part-time associate judge may engage in the private practice of law, unless restricted on a finding that it is not in the public interest by the appointing judge.

Sec. 54B.005. TERMINATION OF SERVICES. (a) An associate judge serves at the will of the judge of the 229th District Court.

(b) This section does not apply to an associate judge appointed under Chapter 54A of this code or Section 201.001, Family Code.

Sec. 54B.006. REFERRAL OF CASE. (a) The appointing judge may refer to an associate judge any aspect of a civil or criminal case involving a matter over which the referring court has jurisdiction in Duval County.

(b) After notice to all parties of the time and place of hearing, an associate judge may preside over any hearing, including:

- (1) for a civil case, proceedings involving:
 - (A) a temporary order in an action or suit for support by one spouse against another;
 - (B) a motion or suit to modify a temporary or final order;
 - (C) temporary orders in a suit affecting the parent-child relationship;
 - (D) an application for a temporary injunction related to temporary possession or use of property;
 - (E) habeas corpus, including any hearing authorized by the Family Code;
 - (F) a motion to transfer;
 - (G) a motion of contempt for failure or refusal to obey a temporary or final order;
 - (H) an action brought under Chapter 159, Family Code;
 - (I) an action for the protection of the family;
 - (J) a matter on which the parties agree;
 - (K) a matter in which a party is entitled to a default judgment;
 - (L) a divorce action in which a waiver of citation is on file;
 - (M) a friendly suit; and
 - (N) any other matter in the jurisdiction of the court, including a pretrial motion, discovery, a summary judgment, and other matters governed by the Texas Rules of Civil Procedure;

and
(2) for a criminal case, proceedings involving:

- (A) a negotiated plea of guilty or nolo contendere;

- (B) a bond forfeiture;
- (C) a pretrial motion;
- (D) a postconviction writ of habeas corpus;
- (E) an examining trial; and
- (F) any other matter that the judge considers

proper.

(c) A judge may not refer to an associate judge any criminal case for trial on the merits in which a jury trial has been requested.

(d) Unless a party files a written objection to the associate judge hearing the trial, the appointing judge may refer to an associate judge a trial on the merits. If an objection is filed, the trial on the merits shall be heard by the referring court.

(e) A trial on the merits is a final adjudication from which an appeal may be taken to a court of appeals.

(f) An associate judge may not conduct a contested trial on the merits to terminate parental rights unless the affected parties give written consent to the contested trial by the associate judge. Unless written consent is given by the affected parties to a contested trial on the merits, any order terminating parental rights issued pursuant to an associate judge's report resulting from the contested trial is void.

(g) On appointment of an associate judge, any pending or future cases may be referred to the associate judge.

Sec. 54B.007. ORDER OF REFERRAL. (a) To refer cases to an associate judge, the referring court must issue an order of referral.

(b) The order of referral may limit the power or duties of an associate judge.

Sec. 54B.008. POWERS. Except as limited by an order of referral, an associate judge may:

- (1) conduct a hearing;
- (2) hear evidence;
- (3) compel production of relevant evidence;
- (4) rule on admissibility of evidence;
- (5) issue summons for the appearance of witnesses;
- (6) examine witnesses;
- (7) swear witnesses for hearings;
- (8) make findings of fact on evidence;
- (9) formulate conclusions of law;
- (10) recommend the judgment to be made in a case;
- (11) regulate all proceedings in a hearing before the

associate judge;

(12) rule on all criminal pretrial motions; and

(13) perform any act and take any measure necessary and proper for the efficient performance of the associate judge's duties.

Sec. 54B.009. ATTENDANCE OF BAILIFF. A bailiff shall attend a hearing held by an associate judge if directed by the referring court.

Sec. 54B.010. WITNESS. (a) A witness appearing before an associate judge is subject to the penalties for perjury provided by law.

(b) A referring court may issue attachment against and may fine or imprison a witness whose failure to appear before an associate judge after being summoned or whose refusal to answer questions has been certified to the court.

Sec. 54B.011. REPORT TRANSMITTED TO COURT; NOTICE. (a) At the conclusion of any hearing conducted by an associate judge and on the preparation of an associate judge's report, the associate judge shall transmit to the referring court:

- (1) all papers relating to the case; and
- (2) the associate judge's signed and dated report.

(b) After the associate judge's report has been signed, the associate judge shall give notice of the substance of the report to the parties participating in the hearing.

(c) The associate judge's report may contain the associate judge's findings, conclusions, or recommendations. The associate judge's report must be in writing in a form as the referring court

may direct. The form may be a notation on the referring court's docket sheet.

(d) The notice required under Subsection (b) may be given in open court or may be given by certified mail, return receipt requested. If the notice is given by certified mail, the associate judge shall certify the date of mailing and the notice is considered to have been given on the third day after the date of mailing.

Sec. 54B.012. NOTICE OF RIGHT TO APPEAL. An associate judge shall give all parties notice of the right of appeal to the judge of the referring court. The notice may be given:

(1) at the hearing;

(2) by posting the notice inside or outside the courtroom of the referring court; or

(3) as otherwise directed by the referring court.

Sec. 54B.013. EFFECT OF ASSOCIATE JUDGE'S REPORT PENDING APPEAL. Pending appeal of the associate judge's report to the referring court, the associate judge's findings, conclusions, and recommendations are in full force and effect and are enforceable as an order of the referring court, except for the orders providing for incarceration or for the appointment of a receiver.

Sec. 54B.014. JUDICIAL ACTION ON ASSOCIATE JUDGE'S REPORT. After the associate judge's report is filed, and unless the parties have filed a written notice of appeal to the referring court, the referring court may:

(1) adopt, approve, or reject the associate judge's report;

(2) hear further evidence; or

(3) recommit the matter for further proceedings as the referring court considers proper and necessary in the particular circumstances of the case.

Sec. 54B.015. DECREE OR ORDER OF COURT. If an appeal to the referring court is not filed or the right to an appeal to the referring court is waived, the associate judge's findings, conclusions, and recommendations become the decree or order of the referring court only on the referring court's signing a decree or order conforming to the associate judge's report.

Sec. 54B.016. APPEAL TO REFERRING COURT. (a) Any party is entitled to a hearing by the judge of the referring court if, not later than three days, computed in the manner provided by Rule 4, Texas Rules of Civil Procedure, after the date the associate judge gives the notice required by Section 54B.011, an appeal of the associate judge's report is filed with the referring court.

(b) The first day of the appeal time to the referring courts begins on the day after the day on which the associate judge gives the notice required by Section 54B.011.

(c) An appeal to the referring court shall be in writing and must specify the associate judge's findings, conclusions, and recommendations to which the party objects. The appeal is limited to the findings, conclusions, and recommendations specified in the written appeal.

(d) On appeal to the referring court, the parties may present witnesses as in a hearing de novo on the issues raised in the appeal.

(e) Notice of any appeal to the referring court shall be given to opposing counsel in the manner provided by Rule 21a, Texas Rules of Civil Procedure.

(f) If an appeal to the referring court is filed by a party, any other party may file an appeal to the referring court not later than the seventh day after the date the initial appeal was filed.

(g) The referring court, after notice to the parties, shall hold a hearing on all appeals not later than the 30th day after the date on which the initial appeal was filed with the referring court.

(h) Before a hearing before an associate judge, the parties may waive the right of appeal to the referring court. The waiver may be in writing or on the record.

Sec. 54B.017. APPELLATE REVIEW. (a) Failure to appeal to the referring court, by waiver or otherwise, on the approval by the referring court of an associate judge's report does not deprive any party of the right to appeal to or request other relief from a court of appeals or the supreme court.

(b) The date of the signing of an order or judgment by the referring court is the controlling date for the purposes of an appeal to or a request for other relief from a court of appeals or the supreme court.

Sec. 54B.018. JURY TRIAL DEMANDED. If a jury trial is demanded and a jury fee paid in a trial on the merits, the associate judge shall refer any matters requiring a jury back to the referring court for a full trial before the court and jury.

Sec. 54B.019. INAPPLICABILITY OF SUBCHAPTER TO MASTERS APPOINTED UNDER RULE 171. Masters appointed by the referring court under Rule 171, Texas Rules of Civil Procedure, have all the duties and powers set forth in the order of appointment and are not governed by this subchapter.

Sec. 54B.020. IMMUNITY. An associate judge appointed under this subchapter has the judicial immunity of a district judge.

Sec. 54B.021. COURT REPORTER. (a) A court reporter is not required during a hearing held by an associate judge appointed under this subchapter.

(b) A party, the associate judge, or the referring court may provide for a court reporter during the hearing. The record may be preserved by any other means approved by the associate judge.

(c) The referring court or associate judge may impose on a party as costs the expense of preserving the record.

SECTION 5.008. Section 602.007, Government Code, is amended to read as follows:

Sec. 602.007. FILING OF OATH MADE BY CERTAIN JUDICIAL OFFICERS AND JUDICIAL APPOINTEES. The oath made and signed statement executed as required by Section 1, Article XVI, Texas Constitution, by any of the following judicial officers and judicial appointees shall be filed with the secretary of state:

(1) an officer appointed by the supreme court, the court of criminal appeals, or the State Bar of Texas; ~~and~~

(2) an associate judge appointed under Subchapter B or C, Chapter 201, Family Code; ~~and~~

(3) a retired or former judge on the list maintained by the presiding judge of an administrative judicial region under Section 74.055.

ARTICLE 6. PROSECUTING ATTORNEYS

SECTION 6.001. Section 41.013, Government Code, is amended to read as follows:

Sec. 41.013. COMPENSATION OF CERTAIN PROSECUTORS. (a) Except as otherwise provided by law, a district attorney or criminal district attorney is entitled to receive from the state:

(1) annual compensation in an amount equal to at least 80 percent of the state annual salary as set by the General Appropriations Act in accordance with Section 659.012 paid to a district judge with comparable years of service as the district attorney or criminal district attorney; and

(2) a monthly amount of longevity pay based on the district attorney's or criminal district attorney's years of service that would be paid to the district attorney or criminal district attorney under Section 659.0445 if the district attorney or criminal district attorney were a judge or justice described by Section 659.0445(a).

(b) For purposes of this section, the years of service of a district attorney or criminal district attorney include any years of service as:

(1) a district attorney, criminal district attorney, or county attorney; or

(2) an appellate court justice, district judge, judge of a statutory county court, judge of a multicounty statutory county court, or judge or justice of a statutory probate court.

SECTION 6.002. Section 45.315, Government Code, is amended to read as follows:

Sec. 45.315. STEPHENS COUNTY. (a) The county attorney shall represent the state in all criminal cases before the County Court of Stephens County.

(b) The county attorney of Stephens County shall represent the state in all misdemeanor cases before the district court of the county.

SECTION 6.003. Section 46.003, Government Code, is amended by amending Subsection (a) and adding Subsection (a-1) to read as follows:

(a) The state prosecuting attorney and each state prosecutor is entitled to receive from the state:

(1) a salary in an amount equal to the state annual salary as set by the General Appropriations Act in accordance with Section 659.012 paid to a district judge with comparable years of service as the state prosecuting attorney or state prosecutor; and

(2) a monthly amount of longevity pay based on the state prosecuting attorney's or state prosecutor's years of service that would be paid to the state prosecuting attorney or state prosecutor under Section 659.0445 if the state prosecuting attorney or state prosecutor were a judge or justice described by Section 659.0445(a).

(a-1) For purposes of this section, the years of service of the state prosecuting attorney or a state prosecutor include any years of service as:

(1) a county attorney; or

(2) an appellate court justice, district judge, judge of a statutory county court, judge of a multicounty statutory county court, or judge or justice of a statutory probate court.

SECTION 6.004. Sections 41.013(a) and 46.003(a), Government Code, as amended by this article, apply beginning with the first pay period that begins on or after September 1, 2023.

ARTICLE 7. GRAND JURIES

SECTION 7.001. Article 19A.052, Code of Criminal Procedure, is amended to read as follows:

Art. 19A.052. QUALIFIED PERSONS SUMMONED. On directing the sheriff or clerk of the district court to summon grand jurors, the court shall instruct the sheriff or clerk of the district court to not summon a person to serve as a grand juror who does not possess the qualifications prescribed by law.

SECTION 7.002. Article 19A.053, Code of Criminal Procedure, is amended to read as follows:

Art. 19A.053. ADDITIONAL QUALIFIED PERSONS SUMMONED. (a) If fewer than 16 persons summoned to serve as grand jurors are found to be in attendance and qualified to serve, the court shall order the sheriff or clerk of the district court to summon an additional number of persons considered necessary to constitute a grand jury of 12 grand jurors and four alternate grand jurors.

(b) The sheriff or clerk of the district court shall summon the additional prospective grand jurors under Subsection (a) in person to attend before the court immediately.

SECTION 7.003. Article 19A.101, Code of Criminal Procedure, is amended to read as follows:

Art. 19A.101. GRAND JUROR QUALIFICATIONS. (a) A person may be selected or serve as a grand juror only if the person:

(1) is at least 18 years of age;

(2) is a citizen of the United States;

(3) is a resident of this state and of the county in which the person is to serve;

(4) is qualified under the constitution and other laws to vote in the county in which the grand jury is sitting, regardless of whether the person is registered to vote;

(5) is of sound mind and good moral character;

(6) is able to read and write;

(7) has never ~~not~~ been convicted of misdemeanor theft or a felony;

(8) is not under indictment or other legal accusation for misdemeanor theft or a felony;

(9) is not related within the third degree by consanguinity or second degree by affinity, as determined under Chapter 573, Government Code, to any person selected to serve or serving on the same grand jury;

(10) has not served as a grand juror in the year before the date on which the term of court for which the person has been selected as a grand juror begins; and

(11) is not a complainant in any matter to be heard by the grand jury during the term of court for which the person has

been selected as a grand juror.

(b) On the third business day of each month, the clerk of the district court shall prepare a list of persons who in the preceding month were disqualified from serving as a grand juror based on the person's citizenship or indictment or conviction for misdemeanor theft or a felony and send a copy of the list to:

(1) the secretary of state; and

(2) the prosecuting attorney for the court to which the grand jurors were summoned for investigation into whether any person made a false claim concerning the person's qualification under Subsection (a)(2), (7), or (8).

SECTION 7.004. Articles 19A.052, 19A.053, and 19A.101, Code of Criminal Procedure, as amended by this article, apply only to the summoning of grand jurors on or after September 1, 2023. The summoning of grand jurors before September 1, 2023, is governed by the law in effect immediately before September 1, 2023, and the former law is continued in effect for that purpose.

ARTICLE 8. JURORS AND JURY SERVICE

SECTION 8.001. Section 61.001(a), Government Code, is amended to read as follows:

(a) Except as provided by Subsection (c), a person who reports for jury service in response to the process of a court is entitled to receive as reimbursement for travel and other expenses an amount:

(1) not less than \$20 [~~\$6~~] for the first day or fraction of the first day the person is in attendance in court in response to the process and discharges the person's duty for that day; and

(2) not less than \$58 [~~\$40~~] for each day or fraction of each day the person is in attendance in court in response to the process after the first day and discharges the person's duty for that day.

SECTION 8.002. Section 61.0015(a), Government Code, is amended to read as follows:

(a) The state shall reimburse a county:

(1) \$14 a day for the reimbursement paid under Section 61.001(a)(1) to a person who reports for jury service in response to the process of a court for the first day or fraction of the first day in attendance in court in response to the process; and

(2) \$52 [~~\$34~~] a day for the reimbursement paid under Section 61.001(a)(2) [~~61.001~~] to a person who reports for jury service in response to the process of a court for each day or fraction of each day after the first day in attendance in court in response to the process.

SECTION 8.003. Sections 61.003(a) and (b), Government Code, are amended to read as follows:

(a) Each [~~After jury service is concluded, each~~] person who reports [~~reported~~] for jury service shall be [~~personally~~] provided the opportunity, either through a written form or electronically, to direct [~~a form letter that when signed by the person directs~~] the county treasurer or a designated county employee to donate all, [~~or~~] a specific amount designated by the person, or the entire amount divided among the funds, programs, and county entities listed in this subsection of the person's daily reimbursement under this chapter to:

(1) the compensation to victims of crime fund established under Subchapter J, Chapter 56B, Code of Criminal Procedure;

(2) the child welfare, child protective services, or child services board of the county appointed under Section 264.005, Family Code, that serves abused and neglected children;

(3) any program selected by the commissioners court that is operated by a public or private nonprofit organization and that provides shelter and services to victims of family violence;

(4) any other program approved by the commissioners court of the county, including a program established under Article 56A.205, Code of Criminal Procedure, that offers psychological counseling in criminal cases involving graphic evidence or testimony;

(5) a veterans treatment court program established by

the commissioners court as provided by Chapter 124; or

(6) a veterans county service office established by the commissioners court as provided by Subchapter B, Chapter 434.

(b) The county treasurer or a designated county employee shall collect any information provided under Subsection (a) [~~each form letter~~] directing the county treasurer to donate the reimbursement of a person who reports for jury service.

SECTION 8.004. Sections 62.001(a) and (b), Government Code, are amended to read as follows:

(a) The jury wheel must be reconstituted by using, as the source:

(1) the names of all persons on the current voter registration lists from all the precincts in the county; and

(2) all names on a current list to be furnished by the Department of Public Safety, showing the citizens of the county who:

(A) hold a valid Texas driver's license or a valid personal identification card or certificate issued by the department; and

(B) are not disqualified from jury service under Section 62.102(1), (2), or 8 [~~7~~].

(b) Notwithstanding Subsection (a), the names of persons listed on a register of persons exempt from jury service may not be placed in the jury wheel, as provided by Sections 62.108, ~~and~~ 62.109, 62.113, 62.114, and 62.115.

SECTION 8.005. Section 62.011(b), Government Code, is amended to read as follows:

(b) A plan adopted under Subsection (a) may allow for a prospective juror to provide information to the county officer responsible for summoning jurors or for the county officer to provide information to the prospective juror by computer or automated telephone system, including:

(1) information that permits the court to determine whether the prospective juror is qualified for jury service under Section 62.102;

(2) information that permits the court to determine whether the prospective juror is exempt from jury service under Section 62.106;

(3) submission of a request by the prospective juror for a postponement of or excuse from jury service under Section 62.110;

(4) information for jury assignment under Section 62.016, including:

(A) the prospective juror's postponement status;

(B) if the prospective juror could potentially serve on a jury in a justice court, the residency of the prospective juror; and

(C) if the prospective juror could potentially serve on a jury in a criminal matter, whether the prospective juror has been convicted of misdemeanor theft;

(5) completion and submission by the prospective juror of the written juror [~~jury summons~~] questionnaire under Section 62.0132;

(6) the prospective juror's electronic mail address; and

(7) notification to the prospective juror by electronic mail of:

(A) whether the prospective juror is qualified for jury service;

(B) the status of the exemption, postponement, or judicial excuse request of the prospective juror; or

(C) whether the prospective juror has been assigned to a jury panel.

SECTION 8.006. Section 62.012(b), Government Code, is amended to read as follows:

(b) On receiving the notice from the judge, the clerk shall immediately write on the jury list the date that the prospective jurors are to be summoned to appear and shall either:

1) summon the prospective jurors directly in the same manner a sheriff or constable would summon a juror under Section

62.013; or

(2) deliver the jury list to:

(A) ~~(1)~~ the sheriff, for a county or district

court jury; or

(B) ~~(2)~~ the sheriff or constable, for a justice

court jury.

SECTION 8.007. The heading to Section 62.013, Government Code, is amended to read as follows:

Sec. 62.013. SUMMONS FOR JURY SERVICE BY CLERK, SHERIFF, OR CONSTABLE.

SECTION 8.008. Sections 62.013(a) and (b), Government Code, are amended to read as follows:

(a) Except as provided by Section 62.014, the clerk, sheriff, or constable, on receipt of a jury list from a county or district clerk, shall immediately notify the persons whose names are on the list to appear for jury service on the date designated by the judge.

(b) The clerk, sheriff, or constable shall notify each prospective juror to appear for jury service:

(1) by an oral summons; or

(2) if the judge ordering the summons so directs, by a written summons sent by registered mail or certified mail, return receipt requested, or by first class mail to the address on the jury wheel card or the address on the current voter registration list of the county.

SECTION 8.009. Sections 62.0131(b) and (c), Government Code, are amended to read as follows:

(b) The model must include:

(1) the option to provide:

(A) the exemptions and restrictions governing jury service under Subchapter B; or

(B) the electronic address of the court's Internet website on which is posted the exemptions and restrictions governing jury service under Subchapter B; [and]

(2) the information under Chapter 122, Civil Practice and Remedies Code, relating to the duties of an employer with regard to an employee who is summoned for jury service;

(3) notice of the contempt action to which the person summoned for jury service is subject under Section 62.0141 for failure to comply with the jury summons; and

(4) the option to:

(A) include in the jury summons the juror questionnaire required by Section 62.0132;

(B) provide the electronic address of the court's Internet website from which the juror questionnaire may be easily printed; or

(C) in counties in which the district and criminal district judges adopted a plan for an electronic jury selection method under Section 62.011, provide the electronic address of the court's Internet website for the prospective juror to access and complete the juror questionnaire.

(c) A written jury summons must conform with the model established under this section and must be 3-1/2 by 5 inches or larger in size.

SECTION 8.010. The heading to Section 62.0132, Government Code, is amended to read as follows:

Sec. 62.0132. JUROR ~~[WRITTEN JURY SUMMONS]~~ QUESTIONNAIRE.

SECTION 8.011. Sections 62.0132(c) and (d), Government Code, are amended to read as follows:

(c) The questionnaire must require a person to provide biographical and demographic information that is relevant to service as a jury member, including the person's:

(1) name, sex, race, and age;

(2) residence address and mailing address;

(3) education level, occupation, and place of

employment;

(4) marital status and the name, occupation, and place of employment of the person's spouse; ~~[and]~~

(5) citizenship status and county of residence; and

(6) any electronic address.

(d) Except as provided by this subsection, a person who has received a ~~[written]~~ jury summons shall complete and submit a juror ~~[jury summons]~~ questionnaire when the person reports for jury duty. If the district and criminal district judges of a county adopt a plan for an electronic jury selection method under Section 62.011, the county may allow a person to complete and submit a juror ~~[jury summons]~~ questionnaire on the court's Internet website as authorized under Section 62.011(b)(5).

SECTION 8.012. The heading to Section 62.014, Government Code, is amended to read as follows:

Sec. 62.014. SUMMONS FOR JURY SERVICE BY CLERKS, SHERIFFS,
OR BAILIFFS.

SECTION 8.013. Section 62.014(a), Government Code, is amended to read as follows:

(a) In a county with at least nine district courts, the district judges may direct that prospective jurors be summoned for jury service by the clerk, the sheriff, or ~~[by]~~ a bailiff, or an assistant or deputy bailiff, in charge of the central jury room and the general panel of the county.

SECTION 8.014. Section 62.0145, Government Code, is amended to read as follows:

Sec. 62.0145. REMOVAL OF CERTAIN PERSONS FROM POOL OF PROSPECTIVE JURORS. Except as provided by Section 62.0146, if a written summons for jury service sent by a clerk, sheriff, constable, or bailiff is undeliverable, the county or district clerk may remove from the jury wheel the jury wheel card for the person summoned or the district clerk, or in a county with a population of at least 1.7 million and in which more than 75 percent of the population resides in a single municipality, a bailiff appointed as provided under Section 62.019, may remove the person's name from the record of names for selection of persons for jury service under Section 62.011.

SECTION 8.015. Section 62.0146, Government Code, is amended to read as follows:

Sec. 62.0146. UPDATING ADDRESSES OF CERTAIN PERSONS IN POOL OF PROSPECTIVE JURORS. If a written summons for jury service sent by a clerk, sheriff, constable, or bailiff is returned with a notation from the United States Postal Service of a change of address for the person summoned, the county or district clerk may update the jury wheel card to reflect the person's new address.

SECTION 8.016. Section 62.015(b), Government Code, is amended to read as follows:

(b) If the court at any time does not have a sufficient number of prospective jurors present whose names are on the jury lists and who are not excused by the judge from jury service, the judge shall order the clerk, sheriff, or constable to summon additional prospective jurors to provide the requisite number of jurors for the panel. The names of additional jurors to be summoned by the clerk, sheriff, or constable to fill a jury panel shall be drawn from the jury wheel under orders of the judge. Additional jurors summoned to fill a jury panel shall be discharged when their services are no longer required.

SECTION 8.017. Section 62.016(d), Government Code, is amended to read as follows:

(d) The clerk or sheriff shall notify the persons whose names are drawn from the jury wheel to appear before the designated judge for jury service. The judge shall hear the excuses of the prospective jurors and swear them in for jury service for the week for which they are to serve as jurors.

SECTION 8.018. Section 62.017(d), Government Code, is amended to read as follows:

(d) The clerk or sheriff shall notify the persons whose names are drawn from the jury wheel to appear before the designated judge for jury service. The judge shall hear the excuses of the prospective jurors and swear them in for jury service for the week for which they are to serve as jurors.

SECTION 8.019. Section 62.0175(d), Government Code, is amended to read as follows:

(d) The clerk or sheriff shall notify the persons whose names are drawn from the jury wheel to appear before the district

judge for jury service. The judge shall hear the excuses of the prospective jurors and swear them in for jury service for the week for which they are to serve as jurors.

SECTION 8.020. Section 62.106(a), Government Code, is amended to read as follows:

(a) A person qualified to serve as a petit juror may establish an exemption from jury service if the person:

- (1) is over 75 [~~70~~] years of age;
- (2) has legal custody of a child younger than 12 years of age and the person's service on the jury requires leaving the child without adequate supervision;
- (3) is a student of a public or private secondary school;
- (4) is a person enrolled and in actual attendance at an institution of higher education;
- (5) is an officer or an employee of the senate, the house of representatives, or any department, commission, board, office, or other agency in the legislative branch of state government;

(6) is summoned for service in a county with a population of at least 200,000, unless that county uses a jury plan under Section 62.011 and the period authorized under Section 62.011(b)(5) exceeds two years, and the person has served as a petit juror in the county during the 24-month period preceding the date the person is to appear for jury service;

(7) is the primary caretaker of a person who is unable to care for himself or herself;

(8) except as provided by Subsection (b), is summoned for service in a county with a population of at least 250,000 and the person has served as a petit juror in the county during the three-year period preceding the date the person is to appear for jury service; or

(9) is a member of the United States military forces serving on active duty and deployed to a location away from the person's home station and out of the person's county of residence.

SECTION 8.021. Section 62.107(c), Government Code, is amended to read as follows:

(c) A person who files a statement with a clerk of the court, as provided by Subsection (a), claiming an exemption because the person is over 75 [~~70~~] years of age, may also claim the permanent exemption on that ground authorized by Section 62.108 by including in the statement filed with the clerk a declaration that the person desires the permanent exemption. Promptly after a statement claiming a permanent exemption on the basis of age is filed, the clerk of the court with whom it is filed shall have a copy delivered to the voter registrar of the county.

SECTION 8.022. Sections 62.108(a), (b), (c), and (e), Government Code, are amended to read as follows:

(a) A person who is entitled to exemption from jury service because the person is over 75 [~~70~~] years of age may establish a permanent exemption on that ground as provided by this section or Section 62.107.

(b) A person may claim a permanent exemption:

(1) by filing with the voter registrar of the county, by mail or personal delivery, a signed statement affirming that the person is over 75 [~~70~~] years of age and desires a permanent exemption on that ground; or

(2) in the manner provided by Section 62.107(c).

(c) The voter registrar of the county shall maintain a current register indicating the name of each person who has claimed and is entitled to a permanent exemption from jury service because the person is over 75 [~~70~~] years of age.

(e) A person who has claimed a permanent exemption from jury service because the person is over 75 [~~70~~] years of age may rescind the exemption at any time by filing a signed request for the rescission with the voter registrar of the county. Rescission of a permanent exemption does not affect the right of a person who is over 75 [~~70~~] years of age to claim permanent exemption at a later time.

SECTION 8.023. Section 62.109(c), Government Code, is

amended to read as follows:

(c) The clerk of the district court shall promptly notify the voter registrar of the county of the name and address of each person permanently exempted [~~and state whether the exemption is permanent or for a specified period~~]. The voter registrar shall maintain a current register showing [~~separately~~] the name and address of each person permanently exempt from jury service under this section [~~and the name and address of each person exempt from jury service under this section for a specified period~~].

SECTION 8.024. Subchapter B, Chapter 62, Government Code, is amended by adding Section 62.115 to read as follows:

Sec. 62.115. COMPILATION OF LIST OF CONVICTED PERSONS. (a) The clerk of the court shall maintain a list of the name and address of each person who is disqualified under this subchapter from jury service because the person was convicted of misdemeanor theft or a felony.

(b) A person who was convicted of misdemeanor theft or a felony shall be permanently disqualified from serving as a juror. A person is exempt from this section if the person:

(1) was placed on deferred adjudication and received a dismissal and discharge in accordance with Article 42A.111, Code of Criminal Procedure;

(2) was placed on community supervision and the period of community supervision was terminated early under Article 42A.701, Code of Criminal Procedure; or

(3) was pardoned or has had the person's civil rights restored.

(c) The district clerk may remove from the jury wheel the jury wheel card for the person whose name appears on the list.

(d) On the third business day of each month, the clerk shall send to the secretary of state a copy of the list of persons disqualified because of a conviction of misdemeanor theft or a felony in the preceding month.

SECTION 8.025. Section 62.411(a), Government Code, is amended to read as follows:

(a) In addition to other methods of jury selection provided by this chapter, a justice of the peace may issue a writ commanding the clerk, sheriff, or constable to immediately summon a venire from which six qualified persons may be selected for jury service if:

(1) a jury case is pending for trial at a term of justice court; or

(2) the court does not have a sufficient number of prospective jurors present whose names are on the jury list and who are not excused from jury service.

SECTION 8.026. Section 62.412(c), Government Code, is amended to read as follows:

(c) A justice of the peace may command the clerk, sheriff, or constable to immediately summon additional persons for jury service in the justice court if the number of qualified jurors, including persons summoned under Section 62.016, is less than the number necessary for the justice court to conduct its proceedings.

SECTION 8.027. Sections 62.0111(c) and 62.0132(b), Government Code, are repealed.

SECTION 8.028. Sections 62.106(a), 62.107(c), and 62.108(a), (b), (c), and (e), Government Code, as amended by this article, apply only to an exemption from jury service for a person who is summoned to appear for service on or after September 1, 2023. An exemption from jury service for a person who is summoned to appear for service before September 1, 2023, is covered by the law in effect when the person was summoned, and that law is continued in effect for that purpose.

ARTICLE 9. COURT REPORTERS AND INTERPRETERS

SECTION 9.001. Section 52.041, Government Code, is amended to read as follows:

Sec. 52.041. APPOINTMENT OF OFFICIAL COURT REPORTER. (a) Each judge of a court of record shall appoint an official court reporter. An official court reporter is a sworn officer of the court and holds office at the pleasure of the court.

(b) The judges of two or more courts of record that are not

located in the same judicial district on agreement may jointly appoint an official court reporter to serve the courts, provided each court is located in a county with a population of 125,000 or less according to the 2020 federal decennial census.

(c) Notwithstanding any other law, two or more judges of courts of record may appoint a certified shorthand reporter to serve each court as an official court reporter of the court, provided each court is located in a county with a population of 125,000 or less according to the 2020 federal decennial census. A certified shorthand reporter appointed under this subsection may serve as an official court reporter for more than one county and be an employee of more than one county.

SECTION 9.002. Section 52.055(d), Government Code, is amended to read as follows:

(d) The expenses reimbursed under this section are subject to annual limitations based on the size of the judicial district. Except as provided by Subsection (d-1), a court reporter may not receive more than the maximum reimbursement amount set for the reporter's judicial district in any one year. The maximum reimbursement amount is as follows:

(1) if the judicial district contains two counties, the maximum reimbursement amount is \$400 or a greater amount set by the commissioners court of the county for which the expenses were incurred;

(2) if the judicial district contains three counties, the maximum reimbursement amount is \$800 or a greater amount set by the commissioners court of the county for which the expenses were incurred;

(3) if the judicial district contains four counties, the maximum reimbursement amount is \$1,400 or a greater amount set by the commissioners court of the county for which the expenses were incurred; and

(4) if the judicial district contains five or more counties, the maximum reimbursement amount is \$2,000 or a greater amount set by the commissioners court of the county for which the expenses were incurred.

SECTION 9.003. Section 52.056(a), Government Code, is amended to read as follows:

(a) An official or deputy court reporter of a judicial district who is required to leave the county of the reporter's [his] residence to report proceedings as a substitute for the official court reporter of another county is entitled to reimbursement for actual and necessary travel expenses and a per diem allowance of \$30 or the amount provided by the travel per diem policy of the county for which the expenses were incurred, whichever is greater, for each day or part of a day spent outside the reporter's [his] county of residence in the performance of duties as a substitute. These fees are in addition to the visiting reporter's regular salary.

SECTION 9.004. Section 52.058(b), Government Code, is amended to read as follows:

(b) Travel expenses reimbursed under this section may not exceed the mileage reimbursement rate established by the county [25 cents per mile] for the use of private conveyances, traveling the shortest practical route.

SECTION 9.005. Sections 57.001(1) and (9), Government Code, are amended to read as follows:

(1) "Certified court interpreter" means an individual who is a qualified interpreter as defined in Article 38.31, Code of Criminal Procedure, or Section 21.003, Civil Practice and Remedies Code, or is qualified in accordance with the communication access realtime translation services eligibility requirements established by the Office of Deaf and Hard of Hearing Services of the Health and Human Services Commission, [certified under Subchapter B by the Department of Assistive and Rehabilitative Services] to interpret court proceedings for a hearing-impaired individual.

(9) "Certified CART provider" means an individual who holds a certification to provide communication access realtime translation services at an advanced or master level, including:

(A) a level I through level V certificate of competency issued by the Texas Court Reporters Association;

(B) a certified realtime reporter, certified realtime captioner, or other equivalent certified CART provider certificate of competency issued by the National Court Reporters Association; or

(C) a certificate of competency issued by another certification association selected by the department.

SECTION 9.006. (a) Section 154.051, Government Code, is amended by amending Subsection (a) and adding Subsection (f-1) to read as follows:

(a) The Court Reporters Certification Advisory Board is established as an advisory board to the commission. The advisory board is composed of at least nine [~~seven~~] members appointed by the supreme court as follows:

(1) one active district judge presiding over a court that employs an official court reporter;

(2) one active attorney licensed in this state who has been a practicing member of the State Bar for more than the five years immediately preceding the attorney's appointment to the advisory board;

(3) two certified shorthand [~~active official court~~] reporters actively engaged in the practice of official court [~~who have practiced shorthand~~] reporting in this state for more than the five years immediately preceding their appointment to the advisory board;

(4) two [~~active~~] certified shorthand reporters actively engaged in the practice of [~~who work on a freelance basis and who have practiced~~] shorthand reporting on a freelance basis for more than the five years immediately preceding their appointment to the advisory board; [~~and~~]

(5) one certified shorthand reporter actively engaged in practice as a captioner in this state for more than the five years immediately preceding the captioner's appointment to the advisory board; and

(6) two certified shorthand reporters who:

(A) own a shorthand reporting firm in this state;
and

(B) have owned and [~~one representative of a shorthand reporting firm that has~~] operated [~~as~~] a shorthand reporting firm in this state for more than the five [~~three~~] years immediately preceding their [~~the representative's~~] appointment to the advisory board.

(f-1) Not later than the 90th day before the expiration of an advisory board member's term, the commission:

(1) shall post on the commission's Internet website notice of the availability of the membership position;

(2) shall accept resumes from and conduct interviews of any qualified individuals interested in appointment to the position; and

(3) may recommend to the supreme court one or more of the qualified individuals for appointment to the advisory board.

(b) As soon as practicable after the effective date of this Act, the Texas Supreme Court shall appoint two additional members of the Court Reporters Certification Advisory Board in accordance with Section 154.051(a), Government Code, as amended by this article.

(c) Section 154.051, Government Code, as amended by this article, modifying the qualifications of members of the Court Reporters Certification Advisory Board does not affect the entitlement of a member serving on the advisory board immediately before September 1, 2023, to continue to carry out the member's functions for the remainder of the member's term. Section 154.051, Government Code, as amended by this article, applies only to a member appointed or reappointed on or after September 1, 2023. This article does not prohibit a person who is a member of the advisory board before that date from being reappointed to the advisory board if the person has the qualifications required for membership under Section 154.051, Government Code, as amended by this article.

SECTION 9.007. Sections 154.105(b), (c), and (d), Government Code, are amended to read as follows:

(b) A certified shorthand reporter may administer oaths to

witnesses[+]

~~[(1) anywhere in this state;~~

~~[(2) in a jurisdiction outside this state if:~~

~~[(A) the reporter is at the same location as the~~

~~witness; and~~

~~[(B) the witness is or may be a witness in a case~~

~~filed in this state; and~~

~~[(3) at any location authorized in a reciprocity agreement between this state and another jurisdiction under Section 152.202(b).]~~

~~[(c) Notwithstanding Subsection (b), a shorthand reporter may administer an oath as provided under this subsection to a person who is or may be a witness in a case filed in this state] without being at the same location as the witness[+]~~

~~[(1) if the reporter is physically located in this state at the time the oath is administered; or~~

~~[(2) as authorized in a reciprocity agreement between this state and another jurisdiction under Section 152.202(b) if:~~

~~[(A) the witness is at a location in the other jurisdiction; and~~

~~[(B) the reporter is at a location in the same jurisdiction as the witness].~~

[(c)] ~~[(d)]~~ The identity of a witness who is not in the physical presence of a certified shorthand reporter may be proven by:

(1) a statement under oath on the record by a party to the case stating that the party has actual knowledge of the witness's identity;

(2) a statement on the record by an attorney for a party to the case, or an attorney for the witness, verifying the witness's identity;

(3) a statement on the record by a notary who is in the presence of the witness verifying the witness's identity; or

(4) the witness's presentation for inspection by the court reporter of an official document issued by this state, another state, a federal agency, or another jurisdiction that verifies the witness's identity.

SECTION 9.008. The heading to Section 154.112, Government Code, is amended to read as follows:

Sec. 154.112. EMPLOYMENT OF NONCERTIFIED PERSON FOR SHORTHAND REPORTING; CIVIL PENALTY.

SECTION 9.009. Section 154.112, Government Code, is amended by amending Subsection (b) and adding Subsections (d), (e), (f), (g), and (h) to read as follows:

(b) A person who is not certified as a court reporter may engage in shorthand reporting to report an oral deposition only if:

(1) the uncertified person delivers an affidavit to the parties or to their counsel before ~~[present at]~~ the deposition begins stating that a certified shorthand reporter is not available; or

(2) the parties or their counsel stipulate on the record at the beginning of the deposition that a certified shorthand reporter is not available.

[(d)] The person shall file the affidavit described by Subsection (b)(1) with the court as part of the certification required by Rule 203.2, Texas Rules of Civil Procedure.

[(e)] In addition to any other remedy authorized by law, the commission may:

[(1)] collect a civil penalty in an amount not to exceed \$1,000 from a person who fails to comply with Subsection (b)(1) or (d); and

[(2)] seek injunctive relief for a second or subsequent violation of Subsection (b)(1) or (d) to prohibit the person from engaging in shorthand reporting unless the person is certified as a court reporter under this chapter.

[(f)] The commission shall collect a civil penalty assessed under Subsection (e)(1) following the same procedures the commission uses in taking disciplinary action against a certified court reporter for violating the laws and rules applicable to the reporter.

(g) The attorney general, a county or district attorney whose jurisdiction includes the location at which a deposition is taken, or legal counsel the commission designates may represent the commission for purposes of collecting the civil penalty or obtaining the injunctive relief.

(h) In an action authorized by this section, the commission may obtain reasonable attorney's fees, expenses, and costs incurred in obtaining the civil penalty or injunctive relief.

SECTION 9.010. Section 154.105(e), Government Code, is repealed.

SECTION 9.011. As soon as practicable after the effective date of this Act, the Texas Supreme Court shall revise the Texas Rules of Civil Procedure as the court determines necessary to conform to the changes in law made by this Act to Section 154.112, Government Code.

ARTICLE 10. DEPOSITION, TRANSCRIPTION, AND INTERPRETATION SERVICES

SECTION 10.001. The heading to Section 20.001, Civil Practice and Remedies Code, is amended to read as follows:

Sec. 20.001. PERSONS WHO MAY TAKE A DEPOSITION ON WRITTEN QUESTIONS.

SECTION 10.002. Sections 20.001(b), (c), and (d), Civil Practice and Remedies Code, are amended to read as follows:

(b) A deposition on written questions of a witness who is alleged to reside or to be outside this state, but inside the United States, may be taken in another state by:

- (1) a clerk of a court of record having a seal;
- (2) a commissioner of deeds appointed under the laws of this state; or
- (3) any notary public.

(c) A deposition on written questions of a witness who is alleged to reside or to be outside the United States may be taken by:

- (1) a minister, commissioner, or charge d'affaires of the United States who is a resident of and is accredited in the country where the deposition is taken;
- (2) a consul general, consul, vice-consul, commercial agent, vice-commercial agent, deputy consul, or consular agent of the United States who is a resident of the country where the deposition is taken; or
- (3) any notary public.

(d) A deposition on written questions of a witness who is alleged to be a member of the United States Armed Forces or of a United States Armed Forces Auxiliary or who is alleged to be a civilian employed by or accompanying the armed forces or an auxiliary outside the United States may be taken by a commissioned officer in the United States Armed Forces or United States Armed Forces Auxiliary or by a commissioned officer in the United States Armed Forces Reserve or an auxiliary of it. If a deposition on written questions appears on its face to have been taken as provided by this subsection and the deposition or any part of it is offered in evidence, it is presumed, absent pleading and proof to the contrary, that the person taking the deposition as a commissioned officer was a commissioned officer on the date that the deposition was taken, and that the deponent was a member of the authorized group of military personnel or civilians.

SECTION 10.003. Section 30.012(b), Civil Practice and Remedies Code, is amended to read as follows:

(b) Witness testimony at trial in a district or statutory county court may be conducted by electronic means only if the witness is deposed before the commencement of the trial. Neither the court nor any party may waive the requirement to depose the witness under this subsection if any party objects.

SECTION 10.004. Section 51.601, Government Code, is amended to read as follows:

Sec. 51.601. COURT REPORTER SERVICE FUND. (a) ~~(e)~~ The commissioners court of the county shall administer the court reporter service fund to assist in the payment of court-reporter-related services, that may include maintaining an adequate number of court reporters to provide services to the

courts, obtaining court reporter transcription services, closed-caption transcription machines, Braille transcription services, or other transcription services, including a court reporter's preparation of an appellate record under the Texas Rules of Appellate Procedure and Rule 145, Texas Rules of Civil Procedure, to comply with state or federal laws, or providing any other service related to the functions of a court reporter.

(b) [(d)] The commissioners court shall, in administering the court reporter service fund, assist any court in which a case is filed that requires the payment of the court reporter service fee.

SECTION 10.005. Sections 52.047(c), (e), and (g), Government Code, are amended to read as follows:

(c) On payment of the fee or as provided by the [Rule 40(a)(3) or 53(j)] Texas Rules of Appellate Procedure, the person requesting the transcript is entitled to the original and one copy of the transcript. The person may purchase additional copies for a fee per page that does not exceed one-third of the original cost per page.

(e) If an objection is made to the amount of these additional fees, the judge shall set a reasonable fee. If the person applying for the transcript is entitled to a transcript without charge under the [Rule 40(a)(3) or 53(j)] Texas Rules of Appellate Procedure, the court reporter may not charge any additional fees under Subsection (d).

(g) Notwithstanding the [Rule 53(j)] Texas Rules of Appellate Procedure, an official court reporter who is required to prepare a transcript in a criminal case without charging a fee is not entitled to payment for the transcript from the state or county if the county paid a substitute court reporter to perform the official court reporter's regular duties while the transcript was being prepared. To the extent that this subsection conflicts with the Texas Rules of Appellate Procedure, this subsection controls. Notwithstanding Sections 22.004 and 22.108(b), the supreme court or the court of criminal appeals may not amend or adopt rules in conflict with this subsection.

SECTION 10.006. The heading to Section 57.002, Government Code, is amended to read as follows:

Sec. 57.002. APPOINTMENT OF INTERPRETER OR CART PROVIDER; CART PROVIDER LIST; PAYMENT OF INTERPRETER COSTS.

SECTION 10.007. Section 57.002, Government Code, is amended by adding Subsections (g), (h), and (i) to read as follows:

(g) A party to a proceeding in a court who files a statement of inability to afford payment of court costs under Rule 145, Texas Rules of Civil Procedure, is not required to provide an interpreter at the party's expense or pay the costs associated with the services of an interpreter appointed under this section that are incurred during the course of the action, unless the statement has been contested and the court has ordered the party to pay costs pursuant to Rule 145. Nothing in this subsection is intended to apply to interpreter services or other auxiliary aids for individuals who are deaf, hard of hearing, or have communication disabilities, which shall be provided to those individuals free of charge pursuant to federal and state laws.

(h) Each county auditor, or other individual designated by the commissioners court of a county, in consultation with the district and county clerks shall submit to the Office of Court Administration of the Texas Judicial System, in the manner prescribed by the office, information on the money the county spent during the preceding fiscal year to provide court-ordered interpretation services in civil and criminal proceedings. The information must include:

- (1) the number of interpreters appointed;
- (2) the number of interpreters appointed for parties or witnesses who are indigent;
- (3) the amount of money the county spent to provide court-ordered interpretation services; and
- (4) for civil proceedings, whether a party to the proceeding filed a statement of inability to afford payment of court costs under Rule 145, Texas Rules of Civil Procedure, applicable to the appointment of an interpreter.

(i) Not later than December 1 of each year, the Office of Court Administration of the Texas Judicial System shall:

(1) submit to the legislature a report that aggregates by county the information submitted under Subsection (h) for the preceding fiscal year; and

(2) publish the report on the office's Internet website.

SECTION 10.008. Section 154.101(f), Government Code, is amended to read as follows:

(f) Except as provided by Section 154.112 and by Section 20.001, Civil Practice and Remedies Code, all depositions conducted in this state must be reported [~~recorded~~] by a certified shorthand reporter.

SECTION 10.009. Section 406.016(a), Government Code, is amended to read as follows:

(a) A notary public has the same authority as the county clerk to:

(1) take acknowledgments or proofs of written instruments;

(2) protest instruments permitted by law to be protested;

(3) administer oaths;

(4) take depositions as provided by Section 20.001, Civil Practice and Remedies Code; and

(5) certify copies of documents not recordable in the public records.

SECTION 10.010. (a) This article is and shall be construed to be consistent with the procedures set forth in Rules 199.1(c) and 203.6(a), Texas Rules of Civil Procedure, as of September 1, 2023.

(b) Section 57.002, Government Code, as amended by this article, applies to an action pending on September 1, 2023, or filed on or after that date.

ARTICLE 11. TRANSFER OF CASES AND PROCEEDINGS

SECTION 11.001. Section 33.101, Estates Code, is amended to read as follows:

Sec. 33.101. TRANSFER TO OTHER COUNTY IN WHICH VENUE IS PROPER. If probate proceedings involving the same estate are commenced in more than one county and the court making a determination of venue as provided by Section 33.053 determines that venue is proper in another county, the court clerk shall transmit the file for the proceeding in accordance with the procedures provided by Section 33.105 [~~make and retain a copy of the entire file in the case and transmit the original file in electronic or paper form~~] to the court in the county in which venue is proper. The court to which the file is transmitted shall conduct the proceeding in the same manner as if the proceeding had originally been commenced in that county.

SECTION 11.002. Section 33.102(a), Estates Code, is amended to read as follows:

(a) If it appears to the court at any time before the final order in a probate proceeding is rendered that the court does not have priority of venue over the proceeding, the court shall, on the application of an interested person, transfer the proceeding to the proper county by transmitting the file for the proceeding in accordance with the procedures provided by Section 33.105 to the proper court in that county [~~in electronic or paper form:~~

~~(1) the original file in the case; and~~

~~(2) certified copies of all entries that have been made in the judge's probate docket in the proceeding].~~

SECTION 11.003. Section 33.103(b), Estates Code, is amended to read as follows:

(b) The clerk of the court from which the probate proceeding described by Subsection (a) is transferred shall transmit the file for the proceeding in accordance with the procedures provided by Section 33.105 to the court to which the proceeding is transferred[+

~~(1) the original file in the proceeding; and~~

~~(2) a certified copy of the index].~~

SECTION 11.004. Subchapter C, Chapter 33, Estates Code, is amended by adding Section 33.105 to read as follows:

Sec. 33.105. TRANSFER OF PROBATE PROCEEDING RECORD. (a) If a probate proceeding is transferred to a court in another county under this chapter, the clerk of the transferring court shall send to the clerk of the court to which the proceeding is transferred, using the electronic filing system established under Section 72.031, Government Code:

(1) a transfer certificate and index of transferred documents;

(2) a copy of each final order;

(3) a copy of the order of transfer signed by the transferring court;

(4) a copy of the original papers filed in the transferring court, including a copy of any will;

(5) a copy of the transfer certificate and index of transferred documents from each previous transfer; and

(6) a bill of any costs accrued in the transferring court.

(b) The clerk of the transferring court shall use the standardized transfer certificate and index of transferred documents form developed by the Office of Court Administration of the Texas Judicial System under Section 72.037, Government Code, when transferring a proceeding under this section.

(c) The clerk of the transferring court shall keep a copy of the documents transferred under Subsection (a).

(d) The clerk of the court to which the proceeding is transferred shall:

(1) accept documents transferred under Subsection

(a);

(2) docket the proceeding; and

(3) notify, using the electronic filing system established under Section 72.031, Government Code, all parties to the proceeding, the clerk of the transferring court, and, if appropriate, the transferring court's local registry that the proceeding has been docketed.

(e) The clerk of the transferee court shall physically or electronically mark or stamp the transfer certificate and index of transferred documents to evidence the date and time of acceptance under Subsection (d) but may not physically or electronically mark or stamp any other document transferred under Subsection (a).

(f) The clerks of both the transferee and transferring courts may each produce under Chapter 51, Government Code, certified or uncertified copies of documents transferred under Subsection (a) but must include a copy of the transfer certificate and index of transferred documents with each document produced.

(g) Sections 80.001 and 80.002, Government Code, do not apply to the transfer of documents under this section.

SECTION 11.005. Section 1023.006, Estates Code, is amended to read as follows:

Sec. 1023.006. TRANSFER OF RECORD. (a) Not later than the 10th working day after the date ~~(when)~~ an order of transfer is signed ~~[made]~~ under Section 1023.005, the clerk shall record any unrecorded papers of the guardianship required to be recorded. On payment of the clerk's fee, the clerk shall send, using the electronic filing system established under Section 72.031, Government Code, ~~[transmit in electronic or paper form]~~ to the county clerk of the county to which the guardianship was ordered transferred:

(1) a transfer certificate and index of transferred documents ~~[the case file of the guardianship proceedings]; [and]~~

(2) a copy of each final order;

(3) a copy of the order of transfer signed by the transferring court;

(4) a copy of the original papers filed in the transferring court;

(5) a copy of the transfer certificate and index of transferred documents from each previous transfer; and

(6) a bill of any costs accrued in the transferring court ~~[a certified copy of the index of the guardianship records].~~

(b) The clerk of the transferring court shall use the standardized transfer certificate and index of transferred

documents form developed by the Office of Court Administration of the Texas Judicial System under Section 72.037, Government Code, when transferring a proceeding under this section.

(c) The clerk of the transferring court shall keep a copy of the documents transferred under Subsection (a).

(d) The clerk of the court to which the proceeding is transferred shall:

(1) accept documents transferred under Subsection (a);

(2) docket the suit; and

(3) notify, using the electronic filing system established under Section 72.031, Government Code, all parties, the clerk of the transferring court, and, if appropriate, the transferring court's local registry that the suit has been docketed.

(e) The clerk of the transferee court shall physically or electronically mark or stamp the transfer certificate and index of transferred documents to evidence the date and time of acceptance under Subsection (d), but may not physically or electronically mark or stamp any other document transferred under Subsection (a).

(f) The clerk of the transferring court shall send a certified copy of the order directing payments to the transferee court to:

(1) any party affected by the order and, if appropriate, to the local registry of the transferee court using the electronic filing system established under Section 72.031, Government Code; and

(2) an employer affected by the order electronically or by first class mail.

(g) The clerks of both the transferee and transferring courts may each produce under Chapter 51, Government Code, certified or uncertified copies of documents transferred under Subsection (a) but must include a copy of the transfer certificate and index of transferred documents with each document produced.

(h) Sections 80.001 and 80.002, Government Code, do not apply to the transfer of documents under this section.

SECTION 11.006. Section 1023.007, Estates Code, is amended to read as follows:

Sec. 1023.007. TRANSFER EFFECTIVE. The order transferring a guardianship does not take effect until the clerk of the court to which the proceeding is transferred accepts and docketes the case record under Section 1023.006[+

~~-(1) the case file and a certified copy of the index required by Section 1023.006 are filed in electronic or paper form in the office of the county clerk of the county to which the guardianship was ordered transferred; and~~

~~-(2) a certificate under the clerk's official seal and reporting the filing of the case file and a certified copy of the index is filed in electronic or paper form in the court ordering the transfer by the county clerk of the county to which the guardianship was ordered transferred].~~

SECTION 11.007. Sections 155.207(a), (b), and (e), Family Code, are amended to read as follows:

(a) Not later than the 10th working day after the date an order of transfer is signed, the clerk of the court transferring a proceeding shall send, using the electronic filing system established under Section 72.031, Government Code, to the proper court ~~[in the county]~~ to which transfer is being made:

(1) a transfer certificate and index of transferred documents;

(2) a copy of each final order;

(3) a copy of the order of transfer signed by the transferring court;

(4) a copy of the original papers filed in the transferring court;

(5) a copy of the transfer certificate and index of transferred documents from each previous transfer; and

(6) a bill of any costs that have accrued in the transferring court.

(b) The clerk of the transferring court shall keep a copy of

the documents transferred under Subsection (a) [transferred pleadings].

(e) The clerks of both the transferee and transferring courts may each produce under Chapter 51, Government Code, certified or uncertified copies of documents transferred under Subsection (a) and must ~~[filed in a case transferred under this section, but shall also]~~ include a copy of the transfer certificate and index of transferred documents with each document produced.

SECTION 11.008. Section 51.3071, Government Code, is amended by amending Subsection (a) and adding Subsections (f) and (g) to read as follows:

(a) If a case is transferred from a district court to a constitutional or statutory county court or another district court, the clerk of the transferring [district] court shall send to the [county] clerk of the court to which the case is transferred, using the electronic filing system established under Section 72.031:

- (1) a transfer certificate and index of transferred documents;
- (2) a copy of the original papers filed in the transferring court;
- (3) a copy of the order of transfer signed by the transferring court;
- (4) a copy of each final order;
- (5) a copy of the transfer certificate and index of transferred documents from each previous transfer; and
- (6) a bill of any costs that have accrued in the transferring court.

(f) The clerks of both the transferee and transferring courts may each produce, under this chapter, certified or uncertified copies of documents transferred under Subsection (a) and must include a copy of the transfer certificate and index of transferred documents with each document produced.

(g) This section applies regardless of whether the transferee court and the transferring court are in the same or different counties.

SECTION 11.009. Section 51.403, Government Code, is amended by amending Subsection (a) and adding Subsections (d) and (e) to read as follows:

(a) If a case is transferred from a county court to a district court or a statutory county court or a county court of another county, the clerk of the transferring [county] court shall send to the [district] clerk of the court to which the case is transferred, using the electronic filing system established under Section 72.031:

- (1) a transfer certificate and index of transferred documents;
- (2) a copy of the original papers filed in the transferring court;
- (3) a copy of the order of transfer signed by the transferring court;
- (4) a copy of each final order;
- (5) a copy of the transfer certificate and index of transferred documents from each previous transfer; and
- (6) a bill of any costs that have accrued in the transferring court.

(d) The clerks of both the transferee and transferring courts may each produce, under this chapter, certified or uncertified copies of documents transferred under Subsection (a) and must include a copy of the transfer certificate and index of transferred documents with each document produced.

(e) This section applies regardless of whether the transferee court and the transferring court are in the same or different counties.

SECTION 11.010. Section 72.037(a), Government Code, is amended to read as follows:

(a) The office shall develop and make available a standardized transfer certificate and an index of transferred documents form to be used for the transfer of cases and proceedings under Sections 33.105 and 1023.006, Estates Code, Section 155.207, Family Code, and Sections 51.3071 and 51.403 of this code.

SECTION 11.011. Section 33.103(c), Estates Code, is repealed.

SECTION 11.012. As soon as practicable after the effective date of this Act, the Office of Court Administration of the Texas Judicial System shall adopt rules and develop and make available all forms and materials required by Section 72.037, Government Code, as amended by this Act.

ARTICLE 12. CRIMINAL PROCEDURE

SECTION 12.001. (a) Section 3(b), Article 11.07, Code of Criminal Procedure, is amended to read as follows:

(b) An application for writ of habeas corpus filed after final conviction in a felony case, other than a case in which the death penalty is imposed, must be filed with the clerk of the court in which the conviction being challenged was obtained, and the clerk shall assign the application to that court. When the application is received by that court, a writ of habeas corpus, returnable to the Court of Criminal Appeals, shall issue by operation of law. The clerk of that court shall make appropriate notation thereof, assign to the case a file number (ancillary to that of the conviction being challenged), and forward a copy of the application by certified mail, return receipt requested, by ~~secure~~ electronic mail, or by personal service to the attorney representing the state in that court, who shall answer the application not later than the 30th day after the date the copy of the application is received. Matters alleged in the application not admitted by the state are deemed denied.

(b) Section 3(b), Article 11.07, Code of Criminal Procedure, as amended by this section, applies only to an application for a writ of habeas corpus filed on or after September 1, 2023. An application filed before that date is governed by the law in effect on the date the application was filed, and the former law is continued in effect for that purpose.

SECTION 12.002. Article 18.01(d), Code of Criminal Procedure, is amended to read as follows:

(d) Only the specifically described property or items set forth in a search warrant issued under Article 18.02(a)(10) or property, items or contraband enumerated in Article 18.02(a)(1), (2), (3), (4), (5), (6), (7), (8), (9), or (12) may be seized. A subsequent search warrant may be issued pursuant to Article 18.02(a)(10) to search the same person, place, or thing subjected to a prior search under Article 18.02(a)(10) only if the subsequent search warrant is issued by a judge of a statutory county court, a district court, a court of appeals, the court of criminal appeals, or the supreme court.

SECTION 12.003. Article 18.0215(b), Code of Criminal Procedure, is amended to read as follows:

(b) A warrant under this article may be issued only by a judge, including a judge of a statutory county court, in the same judicial district as the site of:

(1) the law enforcement agency that employs the peace officer, if the cellular telephone or other wireless communications device is in the officer's possession; or

(2) the likely location of the telephone or device.

SECTION 12.004. Sections 4-c(a), (c), (d), and (e), Article 38.01, Code of Criminal Procedure, are amended to read as follows:

(a) On a determination by the commission that a license holder or crime laboratory has committed professional negligence or professional misconduct under this article, violated the code of professional responsibility under this article, or otherwise violated this article or a rule or order of the commission under this article, the commission may, as applicable:

(1) revoke or suspend the person's license or crime laboratory's accreditation;

(2) refuse to renew the person's license or crime laboratory's accreditation; or

(3) reprimand the license holder or crime laboratory.

(c) The commission shall give written notice by certified mail of a determination described by Subsection (a) to the applicable ~~a~~ license holder or crime laboratory ~~[who is the subject of the determination]~~. The notice must:

(1) include a brief summary of the alleged negligence, misconduct, or violation;

(2) state the disciplinary action taken by the commission; and

(3) inform the license holder or crime laboratory of the license holder's or crime laboratory's right to a hearing before the Judicial Branch Certification Commission on the occurrence of the negligence, misconduct, or violation, the imposition of a disciplinary action, or both.

(d) Not later than the 20th day after the date the license holder or crime laboratory receives the notice under Subsection (c), the license holder or crime laboratory may accept the disciplinary action or request a hearing by submitting a written request to the Judicial Branch Certification Commission to contest the findings of fact or conclusions of law, the occurrence of the negligence, misconduct, or violation, or the imposition of a disciplinary action, as applicable. If the license holder or crime laboratory fails to timely submit a request, the commission's disciplinary action becomes final and is not subject to review by the Judicial Branch Certification Commission.

(e) If the license holder or crime laboratory requests a hearing, the Judicial Branch Certification Commission shall conduct a hearing to determine whether there is substantial evidence to support the determination under Subsection (a) that the negligence, misconduct, or violation occurred [~~license holder committed professional misconduct or violated this article or a commission rule or order under this article~~]. If the Judicial Branch Certification Commission upholds the determination, the Judicial Branch Certification Commission shall determine the type of disciplinary action to be taken. The Judicial Branch Certification Commission shall conduct the hearing, and any appeal of that commission's decision, in accordance with the procedures provided by Subchapter B, Chapter 153, Government Code, as applicable, and the rules of the Judicial Branch Certification Commission.

SECTION 12.005. Article 42.15, Code of Criminal Procedure, is amended by adding Subsection (a-2) to read as follows:

(a-2) A defendant may waive the requirement for the inquiry described by Subsection (a-1) to be on the record.

SECTION 12.006. (a) Section 2a(a), Article 55.02, Code of Criminal Procedure, is amended to read as follows:

(a) A person who is entitled to expunction of information contained in records and files under Article 55.01(d) may file an application for expunction with the attorney representing the state in the prosecution of felonies in the county in which:

(1) the person resides; or

(2) the offense was alleged to have occurred.

(b) Section 2a(a), Article 55.02, Code of Criminal Procedure, as amended by this section, applies to an expunction of information contained in arrest records and files relating to any criminal offense occurring before, on, or after September 1, 2023.

ARTICLE 13. PROBATE PROCEEDINGS

SECTION 13.001. Section 152.001, Estates Code, is amended to read as follows:

Sec. 152.001. APPLICATION AUTHORIZED. (a) Subject to Subsection (b), a person qualified to serve as an administrator under Section 304.001 may file an application requesting emergency intervention by a court exercising probate jurisdiction to provide for:

(1) the payment or reimbursement of the decedent's funeral and burial expenses; or

(2) the protection and storage of personal property owned by the decedent that, on the date of the decedent's death, was located in accommodations rented by the decedent.

(b) An applicant may file an application under this section only if:

(1) an application or affidavit has not been filed and is not pending under Section 256.052, 256.054, or 301.052 or Chapter 205 or 401; and

(2) the applicant needs to:

(A) obtain funds for the payment or reimbursement of the decedent's funeral and burial expenses; or

(B) gain access to accommodations rented by the decedent that contain the decedent's personal property and the applicant has been denied access to those accommodations.

SECTION 13.002. Sections 152.002(a) and (b), Estates Code, are amended to read as follows:

(a) An emergency intervention application must be sworn and must contain:

- (1) the applicant's name, address, and interest;
- (2) facts showing an immediate necessity for the issuance of an emergency intervention order under Subchapter B;
- (3) the decedent's date of death, place of death, and residential address on the date of death;
- (4) the name and address of the funeral home holding the decedent's remains or paid by the applicant for the decedent's funeral and burial; and
- (5) the names of any known or ascertainable heirs and devisees of the decedent.

(b) In addition to the information required under Subsection (a), if emergency intervention is requested to obtain funds needed for the payment or reimbursement of the decedent's funeral and burial expenses, the application must also contain:

(1) the reason any known or ascertainable heirs and devisees of the decedent:

- (A) cannot be contacted; or
- (B) have refused to assist in the decedent's

burial;

(2) a description of necessary funeral and burial procedures and a statement from the funeral home that contains a detailed and itemized description of the cost of those procedures; ~~and~~

(3) the name and address of an individual, entity, or financial institution, including an employer, in possession of any funds of or due to the decedent, and related account numbers and balances, if known by the applicant; and

(4) if applicable, the amount paid by the applicant for the funeral and burial procedures described by Subdivision (2).

SECTION 13.003. Section 152.003, Estates Code, is amended to read as follows:

Sec. 152.003. ADDITIONAL CONTENTS OF APPLICATION:

INSTRUCTIONS REGARDING DECEDENT'S FUNERAL AND REMAINS. (a) In addition to the information required under Section 152.002, if emergency intervention is requested to obtain funds needed for the payment or reimbursement of a decedent's funeral and burial expenses, the application must also state whether there are or were any written instructions from the decedent relating to the type and manner of funeral or burial preferred by the decedent. The applicant shall:

(1) attach the instructions, if available, to the application; and

(2) fully comply, or must have fully complied, as appropriate, with the instructions.

(b) If written instructions do not exist, the applicant may not permit or have permitted the decedent's remains to be cremated unless the applicant obtains or obtained the court's permission to cremate the remains.

SECTION 13.004. Section 152.004, Estates Code, is amended to read as follows:

Sec. 152.004. TIME AND PLACE OF FILING. An emergency intervention application must be filed:

(1) with the court clerk in the county in which:

- (A) the decedent was domiciled; or
- (B) the accommodations rented by the decedent

that contain the decedent's personal property are located; and

(2) not earlier than the third day after the date of the decedent's death and not later than nine months ~~[the 90th day]~~ after the date of the decedent's death.

SECTION 13.005. Section 152.051, Estates Code, is amended to read as follows:

Sec. 152.051. ISSUANCE OF ORDER REGARDING FUNERAL AND BURIAL EXPENSES. If on review of an application filed under Section 152.001 the court determines that emergency intervention is necessary to obtain funds needed for the payment or reimbursement of a decedent's funeral and burial expenses, the court may order funds of the decedent that are being held by an individual, an employer, or a financial institution to be paid directly to a funeral home or the applicant, as applicable, only for:

- (1) reasonable and necessary attorney's fees for the attorney who obtained the order;
- (2) court costs for obtaining the order; and
- (3) funeral and burial expenses not to exceed \$5,000 as ordered by the court to provide the decedent with or to provide reimbursement for a reasonable, dignified, and appropriate funeral and burial.

SECTION 13.006. Sections 152.001, 152.002(a) and (b), 152.003, 152.004, and 152.051, Estates Code, as amended by this article, apply only to an application requesting emergency intervention that is filed on or after September 1, 2023. An application that is filed before September 1, 2023, is governed by the law in effect at the time the application was filed, and the former law is continued in effect for that purpose.

ARTICLE 14. JUVENILE BOARDS

SECTION 14.001. Section 152.0671(a), Human Resources Code, is amended to read as follows:

(a) The Denton County Juvenile Board is composed of the county judge, the district judges in Denton County, and the judge of any county court at law [~~statutory court~~] in the county.

SECTION 14.002. Section 152.2264, Human Resources Code, is amended to read as follows:

Sec. 152.2264. TARRANT COUNTY CRIMINAL COURT ADMINISTRATOR. (a) Subject to the approval of the commissioners court, the judges of the district courts that give preference to criminal cases, the judges of the criminal district courts, and the judges of the county criminal courts of Tarrant County [~~and county courts in Tarrant County that give preference to criminal matters~~] may use the services of a criminal courts administrator.

(b) A judge may not be subjected to a suit for, and is immune from liability for damages arising from, an act or omission committed while performing a duty under this section unless the act or omission is:

- (1) committed intentionally, wilfully, or wantonly;
- or
- (2) committed with:
 - (A) gross negligence; [~~or~~]
 - (B) conscious indifference [~~or reckless~~ disregard] for the safety of others; or
 - (C) reckless disregard for the safety of others.

ARTICLE 15. TEXAS INDIGENT DEFENSE COMMISSION

SECTION 15.001. Effective June 1, 2023, Section 79.012(b), Government Code, is amended to read as follows:

(b) The executive director:

- (1) [~~must be a licensed attorney;~~ +2] must demonstrate an interest in the standards for and provision of criminal defense services to indigent individuals;
- 2 [~~+3~~] may not engage in the private practice of law; and
- 3 [~~+4~~] may not accept money, property, or any other thing of value not authorized by law for services rendered under this chapter.

ARTICLE 16. ADMINISTRATION OF OATHS

SECTION 16.001. Section 602.002, Government Code, is amended to read as follows:

Sec. 602.002. OATH MADE IN TEXAS. An oath made in this state may be administered and a certificate of the fact given by:

- (1) a judge, retired judge, or clerk of a municipal court;
- (2) a judge, retired judge, senior judge, clerk, or commissioner of a court of record;

(3) a justice of the peace, a retired justice of the peace, or a clerk of a justice court;

(4) an associate judge, magistrate, master, referee, or criminal law hearing officer;

(5) a notary public;

(6) a member of a board or commission created by a law of this state, in a matter pertaining to a duty of the board or commission;

(7) a person employed by the Texas Ethics Commission who has a duty related to a report required by Title 15, Election Code, in a matter pertaining to that duty;

(8) a county tax assessor-collector or an employee of the county tax assessor-collector if the oath relates to a document that is required or authorized to be filed in the office of the county tax assessor-collector;

(9) the secretary of state or a former secretary of state;

(10) an employee of a personal bond office, or an employee of a county, who is employed to obtain information required to be obtained under oath if the oath is required or authorized by Article 17.04 or by Article 26.04(n) or (o), Code of Criminal Procedure;

(11) the lieutenant governor or a former lieutenant governor;

(12) the speaker of the house of representatives or a former speaker of the house of representatives;

(13) the governor or a former governor;

(14) a legislator or retired legislator;

(14-a) the secretary of the senate or the chief clerk of the house of representatives;

(15) the attorney general or a former attorney general;

(16) the secretary or clerk of a municipality in a matter pertaining to the official business of the municipality;

(17) a peace officer described by Article 2.12, Code of Criminal Procedure, if:

(A) the oath is administered when the officer is engaged in the performance of the officer's duties; and

(B) the administration of the oath relates to the officer's duties; or

(18) a county treasurer.

ARTICLE 17. APPELLATE RECORD

SECTION 17.001. (a) Subchapter B, Chapter 51, Civil Practice and Remedies Code, is amended by adding Section 51.018 to read as follows:

Sec. 51.018. APPENDIX IN LIEU OF CLERK'S RECORD. (a) Not later than the 10th day after the date that a party files a notice of appeal for a civil suit, the party may notify the trial court and the court of appeals that the party will file an appendix that replaces the clerk's record for the appeal.

(b) The party must file the appendix with the party's appellate brief. Except in an expedited proceeding or by order of the court, the brief and appendix must be filed not later than the 30th day after the later of:

(1) the date that the party provided notice under Subsection (a); or

(2) the date that a reporter's record, if any, is filed with the court of appeals.

(c) An appendix filed under this section must contain a file-stamped copy of each document required by Rule 34.5, Texas Rules of Appellate Procedure, for a civil suit and any other item the party intends to reference in the party's brief. The appendix may not contain a document that has not been filed with the trial court except by agreement of the parties to the appeal.

(d) An appendix filed in accordance with this section becomes part of the appellate record. A court clerk may not prepare or file a clerk's record or assess a fee for preparing a clerk's record if a party files an appendix in accordance with this section.

(b) Section 51.018, Civil Practice and Remedies Code, as added by this section, applies only to a party that files a notice

of appeal on or after January 1, 2024. A party that files a notice of appeal before January 1, 2024, is governed by the law in effect on the date the notice was given, and the former law is continued in effect for that purpose.

ARTICLE 18. DELIVERY OF DOCUMENTS

SECTION 18.001. The heading to Chapter 80, Government Code, is amended to read as follows:

CHAPTER 80. DELIVERY OF NOTICE, ORDERS, AND DOCUMENTS

SECTION 18.002. Section 80.001, Government Code, is amended to read as follows:

Sec. 80.001. DELIVERY OF NOTICE OR DOCUMENT. A court, justice, judge, magistrate, or clerk may send any notice or document by a method authorized by Section 80.002(a) [~~80.002~~].

SECTION 18.003. Section 80.002, Government Code, is amended to read as follows:

Sec. 80.002. [~~AUTHORIZED~~] DELIVERY OF NOTICE, ORDER, OR DOCUMENT. (a) A court, justice, judge, magistrate, or clerk may send any notice or document using mail or electronic mail. This subsection [~~section~~] applies to all civil and criminal statutes requiring delivery of a notice or document.

(b) In addition to any other delivery method required or authorized by law or supreme court rule, a statutory county court, district court, or appellate court shall deliver through the electronic filing system established under Section 72.031 to all parties in each case in which the use of the electronic filing system is required or authorized all court orders the court enters for the case.

ARTICLE 19. SERVICE OF PROCESS

SECTION 19.001. Chapter 30, Civil Practice and Remedies Code, is amended by adding Section 30.0035 to read as follows:

Sec. 30.0035. PERSONAL SERVICE OF PROCESS DURING LEGISLATIVE PROCEEDING PROHIBITED. A person may not serve citation or other civil process in person on a member, officer, or employee of the senate or house of representatives during any legislative proceeding. A court shall quash any service made in violation of this section. The supreme court shall revoke the certification of a process server who violates this section. This section is not subject to Section 22.004(c), Government Code.

ARTICLE 20. EFFECTIVE DATE

SECTION 20.001. (a) Except as otherwise provided by this Act and Subsection (b) of this section, this Act takes effect September 1, 2023.

(b) Article 15 of this Act takes effect immediately if this Act receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, Article 15 of this Act takes effect September 1, 2023.

President of the Senate

Speaker of the House

I certify that H.B. No. 3474 was passed by the House on May 2, 2023, by the following vote: Yeas 141, Nays 2, 1 present, not voting; that the House refused to concur in Senate amendments to H.B. No. 3474 on May 25, 2023, and requested the appointment of a conference committee to consider the differences between the two houses; and that the House adopted the conference committee report on H.B. No. 3474 on May 28, 2023, by the following vote: Yeas 132, Nays 2, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 3474 was passed by the Senate, with amendments, on May 21, 2023, by the following vote: Yeas 31, Nays 0; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; and that the Senate adopted the conference committee report on H.B. No.

3474 on May 28, 2023, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____
Date

Governor

FY '2023

EXHIBIT A

WORK ORDER UNDER INTERLOCAL AGREEMENT

Service Provider: Ellis County, Texas
 Department to Provide Service: Ellis County Pct. 4, R+B
 Basis of Authority to Provide Service: *Interlocal Agreement dated:* Dec. 27, 2022
per Commissioners Count Minute Order 556.22
 Local Government Requesting Service: City of Oak Leaf

Description of Project to be Undertaken: Clean out ditches +
around culverts
 Location of Project to be Undertaken: Indian Trail, Rock
Creek and Little Creek Dr.

Requested by: *Kyle Butler*
Kyle Butler

Department: Ellis County Commissioner, Pct. 4

APPROVED in Open Commissioners Court per Minute Order No. _____ on the _____
 day of _____, 20_____.

Todd Little
 County Judge, Ellis County, Texas

ACCEPTED AND AGREED TO this _____ day of _____, 20_____.

Signature: *Thomas J. ...*
 Title: Mayor
 On Behalf of: _____

FY '2023

EXHIBIT A

WORK ORDER UNDER INTERLOCAL AGREEMENT

Service Provider: Ellis County, Texas

Department to Provide Service: Ellis County Pct 4, R+B

Basis of Authority to Provide Service: Interlocal Agreement dated: Dec. 27, 2023
per Commissioners Court Minute Order 556.22

Local Government Requesting Service: City of Red Oak

Description of Project to be Undertaken: Rehabilitate, Stabilize, Make ready for asphalt

Location of Project to be Undertaken: Overlook St, Carson St, Moreview St., Dana St., Roxy St. & Baldwin St

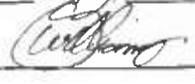
Requested by: 
Kyle Butler

Department: Ellis County Commissioner, Pct. 4

APPROVED in Open Commissioners Court per Minute Order No. _____ on the _____ day of _____, 20____.

Todd Little
County Judge, Ellis County, Texas

ACCEPTED AND AGREED TO this 28 day of February, 2023.

Signature: 

Title: Director of Public Works

On Behalf of: City of Red Oak

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners' Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2022-2023-Amended-Commissioners-Court-Schedule>). The Commissioners' Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

PLEASE INCLUDE AN EXTRA ORIGINAL FOR CONTRACTS AND AGREEMENTS IF YOU REQUIRE AN ORIGINAL COPY RETURNED FOR YOUR FILES.

The **deadline** for submitting an agenda request with the supporting information is **12:00 noon on the Wednesday immediately preceding Commissioners Court**. This will give ample time for preparation of the agenda.

If you are not representing an organization, board, elected or appointed official, your agenda request must be filed through your respective Commissioner.

***All agreements, contracts and instruments, that otherwise bind the County, must first be approved in form and content by the County Attorney before submitting to the County Judge for the Commissioners Court Agenda.**

Please fill out this form completely:

DATE: 08/30/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Richard Rozier

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Ellis County Tax Collector

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: 9/5/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Consent Agenda - FY2023 Budget - Line Item Transfer

DECREASE 001-0370-508350 Training by \$1,500.00

DECREASE 001-0370-505020 Salaries - Full Time \$40,000.00

DECREASE 001-0370-508040 Postage by \$1,500.00

INCREASE 001-0370-508050 Conference by \$1,500.00

INCREASE 001-0370-508020 Equipment by \$40,000.00

INCREASE 001-0370-508730 Maing/RPS Office Equipment by \$1,500.00



ELLIS COUNTY LINE ITEM ADJUSTMENT

FISCAL YEAR FY2023

I am requesting that the Ellis County Commissioners' Court make necessary Line Item adjustments to the FY2023 Budget as follows:

TRANSFER FROM		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0370-508350	Training	\$ 1,500.00
001-0370-505020	Salaries-Full Time	\$ 40,000.00
001-0370-508040	Postage	\$ 1,500.00
	TOTAL:	\$ 43,000.00

TRANSFER TO		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0370-508050	Conference	\$ 1,500.00
001-0370-508020	Equipment	\$ 40,000.00
001-0370-508730	Maint/RPS Ofc Equip	\$ 1,500.00
	TOTAL:	\$ 43,000.00

08/29/2023

Tax Office

Signature

Date

Department

ELLIS COUNTY COMMISSIONERS' COURT FINDS THAT THIS TRANSFER OF FUNDS IS FOR COUNTY PURPOSES AND IS AN APPROPRIATE REQUEST.

APPROVED THIS _____ DAY OF _____,

- _____ COUNTY JUDGE
- _____ COMMISSIONER PCT. 1
- _____ COMMISSIONER PCT. 2
- _____ COMMISSIONER PCT. 3
- _____ COMMISSIONER PCT. 4

REVIEWED BY COUNTY AUDITOR'S OFFICE:

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners' Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2022-2023-Amended-Commissioners-Court-Schedule>). The Commissioners' Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

PLEASE INCLUDE AN EXTRA ORIGINAL FOR CONTRACTS AND AGREEMENTS IF YOU REQUIRE AN ORIGINAL COPY RETURNED FOR YOUR FILES.

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Please fill out this form completely:

DATE: 08/30/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Hon. Todd Little

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Ellis County Judge

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: 09/05/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Consent Agenda - FY2023 Budget - Line Item Transfer

DECREASE 001-0390-508350 Training by \$1,000.00

DECREASE 001-0390-508730 Maint/RSP Ofc Equip by \$900.00

INCREASE 001-0390-508680 Contract Services by \$1,900.00



ELLIS COUNTY LINE ITEM ADJUSTMENT

FISCAL YEAR FY23

I am requesting that the Ellis County Commissioners' Court make necessary Line Item adjustments to the FY23 Budget as follows:

TRANSFER FROM		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0390-508350	TRAINING	\$ 1,000.00
001-0390-508730	MAINT/RSP OFC EQUIP	\$ 900.00
	TOTAL:	\$ 1,900.00

TRANSFER TO		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0390-508680	CONTRACT SERVICES	\$ 1,900.00
	TOTAL:	\$ 1,900.00


Signature

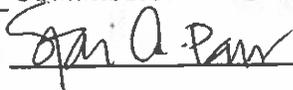
08/21/2023
Date

COUNTY JUDGE
Department

ELLIS COUNTY COMMISSIONERS' COURT FINDS THAT THIS TRANSFER OF FUNDS IS FOR COUNTY PURPOSES AND IS AN APPROPRIATE REQUEST.

APPROVED THIS _____ DAY OF _____

- _____ COUNTY JUDGE
- _____ COMMISSIONER PCT. 1
- _____ COMMISSIONER PCT. 2
- _____ COMMISSIONER PCT. 3
- _____ COMMISSIONER PCT. 4

REVIEWED BY COUNTY AUDITOR'S OFFICE: 

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners' Court convenes in regular session at 2:00 p.m. every other Tuesday (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2022-2023-Amended-Commissioners-Court-Schedule>). The Commissioners' Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

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Please fill out this form completely:

DATE: 08/30/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Hon. Todd Little

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Ellis County Judge

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: 09/05/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Consent Agenda - FY2023 Budget - Line Item Transfer

DECREASE 001-0140-50831 Administrative Judicial by \$3,000.00; DECREASE 001-0140-508350 Training by \$2,000.00

DECREASE 001-0140-508660 Community Support by \$80,000.00; DECREASE 001-0140-508880 Computer Software by \$24,500.00

INCREASE 001-0140-507030 Telephone by \$5,000.00; INCREASE 001-0140-508020 Equipment by \$6,000.00; INCREASE 01-0140-508040 Postage by \$28,240; INCRASE 001-0140-507080

Comprehensive Insurance by \$70,260.00



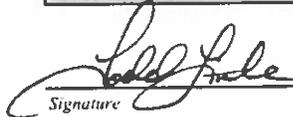
ELLIS COUNTY LINE ITEM ADJUSTMENT

FISCAL YEAR FY23

I am requesting that the Ellis County Commissioners' Court make necessary Line Item adjustments to the FY23 Budget as follows:

TRANSFER FROM		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0140-508310	ADMINISTRATIVE JUDICIAL	\$ 3,000.00
001-0140-508350	TRAINING	\$ 2,000.00
001-0140-508660	COMMUNITY SUPPORT	\$ 80,000.00
001-0140-508880	COMPUTER SOFTWARE	\$ 24,500.00
	TOTAL:	\$ 109,500.00

TRANSFER TO		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0140-507030	TELEPHONE	\$ 5,000.00
001-0140-508020	EQUIPMENT	\$ 6,000.00
001-0140-508040	POSTAGE	\$ 28,240.00
001-0140-507080	COMPREHENSIVE INS	\$ 70,260.00
	TOTAL:	\$ 109,500.00


Signature

08/21/2023
Date

COUNTY JUDGE
Department

ELLIS COUNTY COMMISSIONERS' COURT FINDS THAT THIS TRANSFER OF FUNDS IS FOR COUNTY PURPOSES AND IS AN APPROPRIATE REQUEST.

APPROVED THIS _____ DAY OF _____, _____

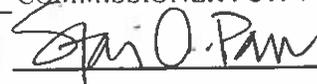
COUNTY JUDGE

COMMISSIONER PCT. 1

COMMISSIONER PCT. 2

COMMISSIONER PCT. 3

COMMISSIONER PCT. 4

REVIEWED BY COUNTY AUDITOR'S OFFICE: 

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners' Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2022-2023-Amended-Commissioners-Court-Schedule>). The Commissioners' Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

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Please fill out this form completely:

DATE: 08/30/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Hon. Todd Little

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Ellis County Judge

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: 09/05/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Consent Agenda - FY2023 Budget - Line Item Transfer

DECREASE 001-0140 Contingency - Surplus by \$77,000.00

DECREASE 001-0140-590205 Grant Writer by \$75,000.00

INCREASE 001-0140-508050 Conference by \$760.00

INCREASE 001-0140-508250 Annual Audit/CPA by \$26,500.00

INCREASE 001-0140-507080 Comprehensive Ins by \$124,740.00



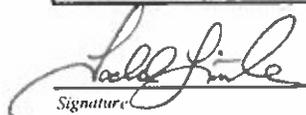
ELLIS COUNTY LINE ITEM ADJUSTMENT

FISCAL YEAR FY23

I am requesting that the Ellis County Commissioners' Court make necessary Line Item adjustments to the FY23 Budget as follows:

TRANSFER FROM		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0140-570000	CONTINGENCY - SURPLUS	\$ 77,000.00
001-0140-590205	GRANT WRITER	\$ 75,000.00
	TOTAL:	\$ 152,000.00

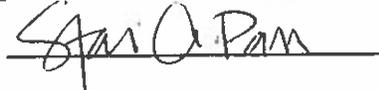
TRANSFER TO		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0140-508050	CONFERENCE	\$ 760.00
001-0140-508250	ANNUAL AUDIT/CPA	\$ 26,500.00
001-0140-507080	COMPREHENSIVE INS	\$ 124,740.00
	TOTAL:	\$ 152,000.00


8/22/23 08/21/2023
COUNTY JUDGE
Signature Date Department

ELLIS COUNTY COMMISSIONERS' COURT FINDS THAT THIS TRANSFER OF FUNDS IS FOR COUNTY PURPOSES AND IS AN APPROPRIATE REQUEST.

APPROVED THIS _____ DAY OF _____,

_____ COUNTY JUDGE
 _____ COMMISSIONER PCT. 1
 _____ COMMISSIONER PCT. 2
 _____ COMMISSIONER PCT. 3
 _____ COMMISSIONER PCT. 4

REVIEWED BY COUNTY AUDITOR'S OFFICE: 

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners' Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2022-2023-Amended-Commissioners-Court-Schedule>). The Commissioners' Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

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Please fill out this form completely:

DATE: 08/30/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Alberto Mares

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Department of Development

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: 9/5/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Consent Agenda - FY2023 Budget - Line Item Transfer

DECREASE 001-0060-508080 Auto Gas by \$200.00

DECREASE 001-0060-508210 Uniform by \$50.00

INCREASE 001-0060-506010 Reimbursement by \$50.00

INCREASE 001-0060-508010 Supplies by \$100.00

INCREASE 001-0060-508190 Computer Equipment \$100.00



Clear Form

ELLIS COUNTY LINE ITEM ADJUSTMENT

FISCAL YEAR 2022-23

I am requesting that the Ellis County Commissioners' Court make necessary Line Item adjustments to the 2022-2023 Budget as follows:

TRANSFER FROM		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0060-508080	Auto Gas	\$200.00
001-0060-508210	Uniform	\$50.00
	TOTAL:	\$ 250.00

TRANSFER TO		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0060-506010	Reimbursement	\$50.00
001-0060-508010	Supplies	\$100.00
001-0060-508190	Computer Equip.	\$100.00
	TOTAL:	\$ 250.00

Digitally signed by Alberto Mares
Date: 2023.08.24 15:24:13 -05'00'

08/24/2023

Department of Development

Signature

Date

Department

ELLIS COUNTY COMMISSIONERS' COURT FINDS THAT THIS TRANSFER OF FUNDS IS FOR COUNTY PURPOSES AND IS AN APPROPRIATE REQUEST.

APPROVED THIS _____ DAY OF _____

COUNTY JUDGE

COMMISSIONER PCT. 1

COMMISSIONER PCT. 2

COMMISSIONER PCT. 3

COMMISSIONER PCT. 4

REVIEWED BY COUNTY AUDITOR'S OFFICE:

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates. The Commissioners Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

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Please fill out this form completely:

DATE: 08.22.2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Michaela Sandefer

PHONE: 972-825-5199 FAX: 972-825-5551

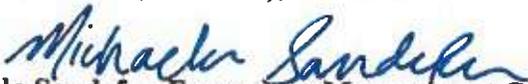
DEPARTMENT OR ASSOCIATION: Ellis County Office of Emergency Management

ADDRESS: 101 W. Main Street, Waxahachie TX 75165

PREFERRED DATE TO BE PLACED ON AGENDA: September 5 2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Decrease \$600.00 from 001-0430-508100 (Auto Tires) to Increase \$600.00 to 001-0430-508080 (Auto Gas), Michaela Sandefer, EMC



Michaela Sandefer, Emergency Management Coordinator

08.22.2023

*

County Attorney Approval

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners Court convenes in regular session at 2:00 p.m. every other Tuesday (for full list of dates. The Commissioners Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

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Please fill out this form completely:

DATE: 08.21.2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Michaela Sandefer

PHONE: 972-825-5199 FAX: 972-825-5551

DEPARTMENT OR ASSOCIATION: Ellis County Office of Emergency Management

ADDRESS: 101 W. Main Street, Waxahachie TX 75165

PREFERRED DATE TO BE PLACED ON AGENDA: September 5 2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Decrease \$50.00 from 001-0430-508100 (Auto Tires) to Increase \$50.00 to 001-0430-508090 (Auto Repair), Michaela Sandefer, EMC



Michaela Sandefer, Emergency Management Coordinator

08.21.2023

* _____
County Attorney Approval

COMMISSIONERS COURT AGENDA REQUEST

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Please fill out this form completely:

DATE: 08/30/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Ted Kantor

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Engineer

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: 09/05/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Consent Agenda - FY2023 Budget - Line Item Transfer

DECREASE 001-0375-506010 Mileage Reimbursement by \$900.00

DECREASE 001-0375-508350 Training by \$1,200.00

DECREASE 001-0375-508190 Computer Equipment by \$500.00

INCREASE 001-0375-508080 Auto Oil Gas by \$900.00

INCREASE 001-0375508010 Supplies by \$1,200.00

INCREASE 001-0375-508680 Contract Services by \$500.00



ELLIS COUNTY LINE ITEM ADJUSTMENT

FISCAL YEAR 2022-2023

I am requesting that the Ellis County Commissioners' Court make necessary Line Item adjustments to the 2022-2023 Budget as follows:

TRANSFER FROM		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0375-506010	Mileage Reimbursement	\$ 900.00
001-0375-508350	Training	\$ 1,200.00
001-0375-508190	Computer Equipment	\$ 500.00
	TOTAL:	\$ 2,600.00

TRANSFER TO		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0375-508080	Auto Oil Gas	\$ 900.00
001-0375-508010	Supplies	\$ 1,200.00
001-0375-508680	Contract Services	\$ 500.00
	TOTAL:	\$ 2,600.00

Tunde Kande 08/30/2023 ENGINEERING
Signature Date Department

ELLIS COUNTY COMMISSIONERS' COURT FINDS THAT THIS TRANSFER OF FUNDS IS FOR COUNTY PURPOSES AND IS AN APPROPRIATE REQUEST.

APPROVED THIS _____ DAY OF _____,

COUNTY JUDGE

COMMISSIONER PCT. 1

COMMISSIONER PCT. 2

COMMISSIONER PCT. 3

COMMISSIONER PCT. 4

REVIEWED BY COUNTY AUDITOR'S OFFICE: Sari A. Pan

COMMISSIONERS COURT AGENDA REQUEST

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Please fill out this form completely:

DATE: 08/30/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Paul Perry

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Ellis County Commissioner Pct 3

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: 9/5/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Consent Agenda - FY2023 Budget - Line Item Transfer

DECREASE 011-0704-508070 FM3 Operating Expenditures by \$2,000.00

INCREASE 011-0704-508020 FM 3 Equipment by \$2,000.00

COMMISSIONERS COURT AGENDA REQUEST

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Please fill out this form completely:

DATE: 08/30/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Kyle Butler

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Ellis County Commissioner Pct 4

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: 9/5/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Consent Agenda - FY2023 Budget - Line Item Transfer

DECREASE 012-0755-508070 Operating Expenditures by \$25,000.00

INCREASE 012-0755-509090 Parts & Repairs by \$25,000.00

COMMISSIONERS COURT AGENDA REQUEST

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Please fill out this form completely:

DATE: 08/30/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Sgt C. Fox

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Texas Highway Patrol

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: 09/05/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Consent Agenda - FY2023 Budget - Line Item Transfer

DECREASE 001-0340-505020 Salaries Full Time by \$7,300.00

INCREASE 001-0340-505500 Employee Insurance by \$3,500.00

INCREASE 001-0340-508010 Supplies by \$3,800.00



ELLIS COUNTY LINE ITEM ADJUSTMENT

FISCAL YEAR 2023

I am requesting that the Ellis County Commissioners' Court make necessary Line Item adjustments to the 2023 Budget as follows:

TRANSFER FROM		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0340-505020	Full Time Salaries	\$ 7,300.00
	TOTAL:	\$ 7,300.00

TRANSFER TO		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0340-505500	Employee Insurance	\$ 3,500.00
001-0340-508010	Supplies	\$ 3,800.00
	TOTAL:	\$ 7,300.00

09/01/2023

TX Hwy Patrol

Signature

Date

Department

ELLIS COUNTY COMMISSIONERS' COURT FINDS THAT THIS TRANSFER OF FUNDS IS FOR COUNTY PURPOSES AND IS AN APPROPRIATE REQUEST.

APPROVED THIS _____ DAY OF _____

 COUNTY JUDGE

 COMMISSIONER PCT. 1

 COMMISSIONER PCT. 2

 COMMISSIONER PCT. 3

 COMMISSIONER PCT. 4

REVIEWED BY COUNTY AUDITOR'S OFFICE:

Sara A. Pan

COMMISSIONERS COURT AGENDA REQUEST

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Please fill out this form completely:

DATE: 08/14/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Chief Chelsea Smith

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Juvenile Detention

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: 9/5/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

- Consent Agenda - FY2023 Budget - Line Item Transfer**

- DECREASE 008-0421-505020 Salaries- Full Time by \$15,000.00**

- INCREASE 008-0421-508010 Supplies by \$1,000.00, INCREASE 008-0421-508070**

- Operating Expenditures by \$5,000.00, INCREASE 008-0421-508080 Auto Gas/Oil / Maint**

- by \$5,000.00, INCREASE 008-0421-508890 Transport Expense by \$1,500.00**

- INCREASE 008-0421-508930 Detention Provisions by \$2,500.00**



ELLIS COUNTY LINE ITEM ADJUSTMENT

FISCAL YEAR 2023

I am requesting that the Ellis County Commissioners' Court make necessary Line Item adjustments to the Sat Budget as follows:

Detention

TRANSFER FROM		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
008-0421-505020	Salaries-Full Time	\$15,000.00
	TOTAL:	\$15,000.00

TRANSFER TO		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
008-0421-508010	Supplies	\$1,000.00
008-0421-508070	Operating Expenditures	\$5,000.00
008-0421-508080	Auto Gas/Oil/Maintenance	\$5,000.00
008-0421-508890	Transport Expense	\$1,500.00
008-0421-508930	Detention Provisions	\$2,500.00
	TOTAL:	\$15,000.00

[Signature] *8/23/23* *Juvenile Services*
 Signature Date Department

[Signature] *8/25/2023* *Juvenile Board*
 Signature Date CO-Chair

 Signature Date CO-Chair

ELLIS COUNTY COMMISSIONERS' COURT FINDS THAT THIS TRANSFER OF FUNDS IS FOR COUNTY PURPOSES AND IS AN APPROPRIATE REQUEST.

APPROVED THIS _____ DAY OF _____,

 COUNTY JUDGE

 COMMISSIONER PCT. 1

 COMMISSIONER PCT. 2

 COMMISSIONER PCT. 3

 COMMISSIONER PCT. 4

REVIEWED BY COUNTY AUDITOR'S OFFICE: *[Signature]*

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners' Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2022-2023-Amended-Commissioners-Court-Schedule>). The Commissioners' Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

PLEASE INCLUDE AN EXTRA ORIGINAL FOR CONTRACTS AND AGREEMENTS IF YOU REQUIRE AN ORIGINAL COPY RETURNED FOR YOUR FILES.

The **deadline** for submitting an agenda request with the supporting information is **12:00 noon on the Wednesday immediately preceding Commissioners Court.** This will give ample time for preparation of the agenda.

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Please fill out this form completely:

DATE: 08/30/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Sheriff Brad Norman

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Ellis County Sheriff

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: 9/5/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Consent Agenda - FY2023 Budget - Line Item Transfer

DECREASE 001-0015-508190 Jail Computer Equipment

INCREASE 001-0010-508190 SO Computer Equipment



ELLIS COUNTY LINE ITEM ADJUSTMENT
FISCAL YEAR 2022-2023

I am requesting that the Ellis County Commissioners' Court make necessary Line Item adjustments to my 2022/2023 Budget as follows:

TRANSFER FROM:

ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0015-508190	Computer Equipment	\$ 700.00
	TOTAL	\$ 700.00

TRANSFER TO:

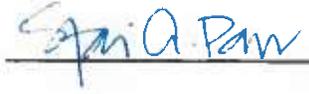
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0010-508190	Computer Equipment	\$ 700.00
	TOTAL	\$ 700.00


August 22, 2023
015 / Jail
Signature of Department Head
Date Signed
Department

ELLIS COUNTY COMMISSIONERS' COURT FINDS THAT THIS TRANSFER OF FUNDS IS FOR COUNTY PURPOSES AND IS AN APPROPRIATE REQUEST.

APPROVED THIS _____ DAY OF _____, 2023

_____ County Judge
 _____ Commissioner Precinct #1
 _____ Commissioner Precinct #2
 _____ Commissioner Precinct #3
 _____ Commissioner Precinct #4

Approved by County Auditor's Office: 

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2018-2019-Amended-Commissioners-Court-Schedule>). The Commissioners Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

PLEASE INCLUDE AN EXTRA ORIGINAL FOR CONTRACTS AND AGREEMENTS IF YOU REQUIRE AN ORIGINAL COPY RETURNED FOR YOUR FILES.

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***All agreements, contracts and instruments, that otherwise bind the County, must first be approved in form and content by the County Attorney before submitting to the County Judge for the Commissioners Court Agenda.**

Please fill out this form completely:

DATE: 08/30/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y) (N)

NAME: Janet S. Martin, CPA CFE

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Ellis County Auditor

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: 09/05/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

****CONSENT AGENDA - FINANCIAL****

Accept funds the Sale of Estray Animals in the amount of \$4,722.04 for the Ellis County Sheriffs

Office as Unanticipated Revenue.

****Special Budget Request****

INCREASE 001-0010-508700 Estray by \$1,025.00

Pursuant to Texas Local Government Code §111.0108, unanticipated revenue certified by County Auditor.

* _____
County Attorney Approval



ELLIS COUNTY LINE ITEM ADJUSTMENT
FISCAL YEAR 2022-2023

I am requesting that the Ellis County Commissioners' Court make necessary Line Item adjustments to my 2022/2023 Budget as follows:

TRANSFER FROM:

ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0330-409930	Estray Revenue	\$ 1,025.00
	TOTAL	\$ 1,025.00

TRANSFER TO:

ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
001-0010-508700	Estray	\$ 1,025.00
	TOTAL	\$ 1,025.00


 Signature of Department Head

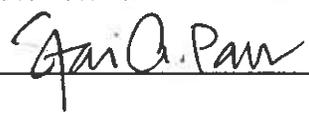
August 21, 2023
 Date Signed

010 / SO
 Department

ELLIS COUNTY COMMISSIONERS' COURT FINDS THAT THIS TRANSFER OF FUNDS IS FOR COUNTY PURPOSES AND IS AN APPROPRIATE REQUEST.

APPROVED THIS _____ DAY OF _____, 2023

- _____ County Judge
- _____ Commissioner Precinct #1
- _____ Commissioner Precinct #2
- _____ Commissioner Precinct #3
- _____ Commissioner Precinct #4

Approved by County Auditor's Office: 



Ellis County Treasurer
 Cheryl Chambers
 101 W. Main Street, Suite 203
 Waxahachie TX 75165
 Phone: (972) 825-5127

Official Receipt
Receipt Number: R2023-02133
Receipt Date 08/18/2023

Received From: ELLIS COUNTY SHERIFF - ESTRAY FUNDS

Comments: 8/17/2023 ECSO ESTRAY FUNDS: 23-10693 BULL & 3 COWS

COPY

Description	Account #	Amount
ECSO		\$4,722.04
ESTRAY	001-0330-409930	1262.27
ESTRAY	001-0330-409930	1189.89
ESTRAY	001-0330-409930	1088.15
ESTRAY	001-0330-409930	1181.73

Check MULTI	\$4,722.04	Total Amount	\$4,722.04
		Total paid	\$4,722.04
		Change	\$0.00

Issued By: LHartley  **Batch:** B08182023-00172



ELLIS COUNTY SHERIFF'S OFFICE

Brad Norman, Sheriff

300 S. Jackson

Waxahachie, Texas 75165

972-825-4901 / FAX 972-825-4941

August 17, 2023

RECEIVED

AUG 18 2023

Re: 23-10693 (Estray Angus Cross Bull & 3 Cows)

ELLIS COUNTY TREASURER

Attached are 4 checks this office received from Hubbard Livestock Market related to the sale of the above-mentioned cattle. These estrays were not claimed by an owner within 18 days of impoundment. Hubbard extracts their fees before issuing checks to our office.

The estray bull sold for \$1,365.00. Hubbard issued check# 102990 to our office in the amount of \$1,262.27 on this animal.

One of the estray cows sold for \$1,300.00. Hubbard issued check# 102946 to our office in the amount of \$1,189.89 on this animal.

Another one of the estray cows sold for \$1,194.00. Hubbard issued check# 102945 to our office in the amount of \$1,088.15 on this animal.

The last estray cow sold for \$1,291.50. Hubbard issued check# 102944 to our office in the amount of \$1,181.73 on this animal.

Please cause a check to be made out to Russell Hornik in the amount of \$1,025.00.

We have no other outstanding charges or bills due on these estrays. Please deposit the remainder of the check in the amount of \$3,697.04.

Thank you,


Deputy J. Cozby #404

Feed/Feed Pars
by & Night Service

Call 903-654-0302
Home 254-676-2538

HUBBARD LIVESTOCK MARKET, LLC
Fully Bonded & Insured For Your Protection
P.O. Box 502 • Hubbard, Texas 76648
Office: 254-676-2584 • Fax: 254-676-2378

Call 903-654-0308
Home: 254-676-1818

102990

SALES EVERY MONDAY AT 1 P.M.

WE ACT AS AGENTS ONLY

seller 52

ELLIS CO. SHERRIF'S DEPT

08/14/23

PF 16903

HEAD	TAG	DESC	COMMENTS	BUYER	WGT	PRICE	AMOUNT
1	291	BLK	STEER	PER 8X	910	150.00	1,365.00
1 Totals					910		1,365.00
	Sex	Head	Weight	Avg Wgt	Avg Prc	Avg Pr/Hd	
	STEER	1	910	910.00	150.00	1365.00	

General Feed Charge:

45.00

RECEIVED

AUG 18 2023

ELLIS COUNTY TREASURER

001-0330-409930
Estray Revenue
08.18.2023 1,262.27

INSUR.	7.10	Beef Pro	1.00	Brnd Ins	0.85	Tx Bf Pr	1.00
Comm	47.78	Deds	102.73	Net	1,262.27		

THANK YOU FOR CHOOSING HLM!! WE APPRECIATE YOUR BUSINESS!!!
PER IS PERKINS CATTLE

HUBBARD LIVESTOCK MARKET, LLC

DEVON PERKINS • JOHN PERKINS

Sale Every Monday Bonded For Your Protection

P.O. Box 502 • Hubbard, Texas 76648

Office: 254-676-2584 • Fax: 254-676-2378

Check No. 102990
08/14/2023

One Thousand Two Hundred Sixty Two Dollars and 27 Cents

*****1,262.27

Pay
To The
Order
Of

ELLIS CO. SHERRIF'S DEPT
300 S JACKSON ST
WAXAHACHIE, TX 75165

HUBBARD LIVESTOCK MARKET, LLC
(CUSTODIAL ACCOUNT)
FOR SHIPPERS PROCEEDS

Devon Perkins

COMMUNITY
NATIONAL BANK
& TRUST
Member FDIC

102990# [REDACTED] # 16 611 1#

Feed-Feed Pens
ry & Night Service

Call 803-854-0202
Home 254-678-3533

HUBBARD LIVESTOCK MARKET, LLC
Fully Bonded & Insured For Your Protection
P.O. Box 502 • Hubbard, Texas 76648
Office: 254-578-2584 • Fax: 254-578-2378

Call 803-854-0202
Home: 254-678-1818

102946

SALES EVERY MONDAY AT 1 P.M.

WE ACT AS AGENTS ONLY

Seller 51

ELLIS CO. SHERRIF'S DEPT

08/14/23

PF 16903

HEAD	TAG	DESC	COMMENTS	BUYER	WGT	PRICE	AMOUNT
1	290	BLK	COW	P/H	PARR	1095 1,300.00	1,300.00
1 Totals						1095	1,300.00
	Sex	Head	Weight	Avg Wgt	Avg Prc	Avg Pr/Hd	
	COW	1	1095	1095.00	118.72	1300.00	

General Feed Charge:
Gen Vet 10.00

45.00
10.00

RECEIVED

AUG 18 2023

ELLIS COUNTY TREASURER

001-0330-409930
Estray Revenue
08.18.2023 1,189.89

INSUR.	6.76	Beef Pro	1.00	Brnd Ins	0.85	Tx Bf Pr	1.00
Comm	45.50	Deds	110.11	Net	1,189.89		

THANK YOU FOR CHOOSING HIM!! WE APPRECIATE YOUR BUSINESS!!!
PER IS PERKINS CATTLE

HUBBARD LIVESTOCK MARKET, LLC
DEVON PERKINS • JOHN PERKINS
Sale Every Monday Bonded For Your Protection
P.O. Box 502 • Hubbard, Texas 76648
Office: 254-578-2584 • Fax: 254-578-2378

Check No. 102946
08/14/2023

One Thousand One Hundred Eighty Nine Dollars and 89 Cents

*****1,189.89

Pay
To The
Order
Of

ELLIS CO. SHERRIF'S DEPT
300 S JACKSON ST
WAXAHACHIE, TX 75165

HUBBARD LIVESTOCK MARKET, LLC
(CUSTODIAL ACCOUNT)
FOR SHIPPERS PROCEEDS

Devon Perkins

COMMUNITY
NATIONAL BANK
& TRUST

⑈ 102946⑈ [REDACTED] ⑈ 15 611 ⑈

Feed-Feed Pens
Day & Night Service

Call 903-654-8302
Home 254-678-3533

HUBBARD LIVESTOCK MARKET, LLC
Fully Bonded & Insured For Your Protection
P.O. Box 502 • Hubbard, Texas 76048
Office 254-678-2584 • Fax: 254-678-2378

Call 903-654-8308
Home 254-678-1818

102945

SALES EVERY MONDAY AT 1 P.M.

WE ACT AS AGENTS ONLY

Seller 50 ELLIS CO. SHERRIF'S DEPT 08/14/23 PF 16903

HEAD	TAG	DESC	COMMENTS	BUYER	WGT	PRICE	AMOUNT
1	289	BLK	COW	K 11X	995	120.00	1,194.00
1 Totals					995		1,194.00
	Sex	Head	Weight	Avg Wgt	Avg Prc	Avg Pr/Hd	
	COW	1	995	995.00	120.00	1194.00	

General Feed Charge: 45.00
Gen Vet 10.00 10.00

RECEIVED

AUG 14 2023

ELLIS COUNTY TREASURER

001-0330-409930
Estray Revenue
08.18.2023 1,088.15

INSUR. 6.21 Beef Pro 1.00 Brnd Ins 0.85 Tx Bf Pr 1.00
Comm 41.79 Deds 105.85 Net 1,088.15

THANK YOU FOR CHOOSING HLM!! WE APPRECIATE YOUR BUSINESS!!!
PER IS PERKINS CATTLE

HUBBARD LIVESTOCK MARKET, LLC
DEVON PERKINS • JOHN PERKINS
Sale Every Monday Bonded For Your Protection
P.O. Box 502 • Hubbard, Texas 76048
Office: 254-678-2584 • Fax: 254-678-2378

No. 102945
Check No. 102945
08/14/2023

One Thousand Eighty Eight Dollars and 15 Cents

*****1,088.15

Pay
To The
Order
Of

ELLIS CO. SHERRIF'S DEPT
300 S JACKSON ST
WAXAHACHIE, TX 75165

HUBBARD LIVESTOCK MARKET, LLC
(CUSTODIAL ACCOUNT)
FOR SHIPPERS PROCEEDS

Dean Perkins

COMMUNITY
NATIONAL BANK
& TRUST
Member FDIC

⑆ 102945⑆ [REDACTED] ⑆ 66 688 15⑆

Feed-Feed Pars
ay & Night Service

Cell 903-654-0202
Home 254-678-3533

HUBBARD LIVESTOCK MARKET, LLC
Fully Bonded & Insured For Your Protection
P.O. Box 502 • Hubbard, Texas 76848
Office: 254-678-2584 • Fax: 254-678-2378

Cell: 903-654-0300
Home: 254-678-1818

102944

SALES EVERY MONDAY AT 1 P.M.

WE ACT AS AGENTS ONLY

Seller 49 ELLIS CO. SHERRIF'S DEPT

08/14/23 PF 16903

HEAD	TAG	DESC	COMMENTS	BUYER	WGT	PRICE	AMOUNT
1	288	BLK	COW	CAV	1230	105.00	1,291.50
1 Totals					1230		1,291.50
	Sex	Head	Weight	Avg Wgt	Avg Prc	Avg Pr/Hd	
	COW	1	1230	1230.00	105.00	1291.50	

General Feed Charge:
Gen Vet 10.00

45.00
10.00

RECEIVED

AUG 14 2023

ELLIS COUNTY TREASURER

001-0330-409930
Estray Revenue
08.18.2023 1,181.73

INSUR.	6.72	Beef Pro	1.00	Brnd Ins	0.85	Tx Bf Pr	1.00
Comm	45.20	Deds	109.77	Net	1,181.73		

THANK YOU FOR CHOOSING HLM!! WE APPRECIATE YOUR BUSINESS!!!
PER IS PERKINS CATTLE

HUBBARD LIVESTOCK MARKET, LLC
DEVON PERKINS • JOHN PERKINS
Sale Every Monday Bonded For Your Protection
P.O. Box 502 • Hubbard, Texas 76848
Office: 254-678-2584 • Fax: 254-678-2378

Check No. 102944
08/14/2023

One Thousand One Hundred Eighty One Dollars and 73 Cents

*****1,181.73

Pay
To The
Order
Of

ELLIS CO. SHERRIF'S DEPT
300 S JACKSON ST
WAXAHACHIE, TX 75165

HUBBARD LIVESTOCK MARKET, LLC
(CUSTODIAL ACCOUNT)
FOR SHIPPERS PROCEEDS

Devon Perkins

COMMUNITY
NATIONAL BANK
& TRUST
Member FDIC

⑆ 102944⑆ [REDACTED] ⑆ 16 611 ⑆⑆

014599

Invoice

SOLD TO

Ellis County Sheriff's Dept

SHIP TO

Fussell Hornik

ADDRESS

P.O. Box 8901

CITY, STATE, ZIP

Ferris, Tx. 75120

CUSTOMER ORDER NO.

Deputy Cozby

TERMS

FOB.

DATE

7/28/2023

SOLD BY

Cattle Work & Hauling

DESCRIPTION

PRICE

UNIT

AMOUNT

Labor & hauling of 3 cows & 1 bull
yearling from 365 + 346 Farrow Rd
to Hubbard Livestack
Scanning & hauling

Total \$ 1025.00

case # 23-10693 - 3 cows & 1 bull
also # 25-10694 - ~~both~~

PO# 23 001033

001-0010-50 8700

Applied by: CSV
8-18-2023

1,025.00

Thank You, *Paul*

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners' Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2022-2023-Amended-Commissioners-Court-Schedule>). The Commissioners' Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

PLEASE INCLUDE AN EXTRA ORIGINAL FOR CONTRACTS AND AGREEMENTS IF YOU REQUIRE AN ORIGINAL COPY RETURNED FOR YOUR FILES.

The **deadline** for submitting an agenda request with the supporting information is **12:00 noon on the Wednesday immediately preceding Commissioners Court.** This will give ample time for preparation of the agenda.

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***All agreements, contracts and instruments, that otherwise bind the County, must first be approved in form and content by the County Attorney before submitting to the County Judge for the Commissioners Court Agenda.**

Please fill out this form completely:

DATE: 08/30/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Janet S. Martin, CPA CFE

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Ellis County Auditor

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: 09/05/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Consent Agenda - FY2023 Budget -
Request for approval to accept the donation of 78 books by an Anonymous Donor, to the Ellis
County Library Cart with an estimated value of \$776.00

Library Cart Book Donation

August 17, 2023

An anonymous donor, donated 78 books to the Ellis County Library Cart on 8/15/2023.

Estimated value of the donation: \$776.00.

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners' Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2022-2023-Amended-Commissioners-Court-Schedule>). The Commissioners' Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

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Please fill out this form completely:

DATE: 08/30/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Janet S. Martin, CPA CFE

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Ellis County Auditor

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: 09/05/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):
Consent Agenda - FY2023 Budget -
Request for approval to accept the donation of 100 books by an Anonymous Donor, to the Ellis
County Library Cart with an estimated value of \$995.00

Library Cart Book Donation

August 17, 2023

An anonymous donor, donated 100 books to the Ellis County Library Cart on 8/11/2023.

Estimated value of the donation: \$995.00.

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners' Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2022-2023-Amended-Commissioners-Court-Schedule>). The Commissioners' Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

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Please fill out this form completely:

DATE: 08/30/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Janet S. Martin, CPA CFE

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Ellis County Auditor

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: 09/05/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Consent Agenda - FY2023 Budget -

Request for approval to accept the donation of 90 books by an Anonymous Donor, to the Ellis

County Library Cart with an estimated value of \$895.00

Library Cart Book Donation

August 17, 202~~2~~³

An anonymous donor, donated 90 books to the Ellis County Library Cart on 8/4/2023.

Estimated value of the donation: \$895.00.

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners' Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2022-2023-Amended-Commissioners-Court-Schedule>). The Commissioners' Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

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***All agreements, contracts and instruments, that otherwise bind the County, must first be approved in form and content by the County Attorney before submitting to the County Judge for the Commissioners Court Agenda.**

Please fill out this form completely:

DATE: 08/14/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Chief Chelsea Smith

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Juvenile Justice Alternative Education

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: 9/5/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Consent Agenda - FY2023 Budget - Line Item Transfer

DECREASE 066-0422-508020 Equipment by \$5,000.00

DECREASE 066-0422-570000 Contingency - Surplus by \$32,000

INCREASE 066-0422-507030 Telephone by \$700.00, INCREASE 066-0422-508680

Contract Services by \$2,200.00, INCREASE 066-0422-509997 by \$32,000.00

INCREASE 066-0422-509998 Student Meals by \$2,100.00



ELLIS COUNTY LINE ITEM ADJUSTMENT

FISCAL YEAR 2023

I am requesting that the Ellis County Commissioners' Court make necessary Line Item adjustments to the Sat Budget as follows:

JJAEP

TRANSFER FROM		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
066-0422-508020	Equipment	\$5,000.00
066-0422-570000	Contingency-Surplus	\$32,000.00
	TOTAL:	\$37,000.00

TRANSFER TO		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
066-0422-507030	Telephone	\$700.00
066-0422-508680	Contract Services	\$2,200.00
066-0422-509997	Curriculum	\$32,000.00
066-0422-509998	Student Meals	\$2,100.00
	TOTAL:	\$37,000.00

Chelsea Satt 8/23/23 Juvenile Services
Signature Date Department

Walter D. Dillan 8/25/2023 Juvenile Board
Signature Date CO-Chair

Signature Date CO-Chair

ELLIS COUNTY COMMISSIONERS' COURT FINDS THAT THIS TRANSFER OF FUNDS IS FOR COUNTY PURPOSES AND IS AN APPROPRIATE REQUEST.

APPROVED THIS _____ DAY OF _____

COUNTY JUDGE

COMMISSIONER PCT. 1

COMMISSIONER PCT. 2

COMMISSIONER PCT. 3

COMMISSIONER PCT. 4

REVIEWED BY COUNTY AUDITOR'S OFFICE: Staci A. Parr

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners' Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2022-2023-Amended-Commissioners-Court-Schedule>). The Commissioners' Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

PLEASE INCLUDE AN EXTRA ORIGINAL FOR CONTRACTS AND AGREEMENTS IF YOU REQUIRE AN ORIGINAL COPY RETURNED FOR YOUR FILES.

The **deadline** for submitting an agenda request with the supporting information is **12:00 noon on the Wednesday immediately preceding Commissioners Court**. This will give ample time for preparation of the agenda.

If you are not representing an organization, board, elected or appointed official, your agenda request must be filed through your respective Commissioner.

***All agreements, contracts and instruments, that otherwise bind the County, must first be approved in form and content by the County Attorney before submitting to the County Judge for the Commissioners Court Agenda.**

Please fill out this form completely:

DATE: 08/14/2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Chief Chelsea Smith

PHONE: _____ FAX: _____

DEPARTMENT OR ASSOCIATION: Juvenile Probation

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: 9/5/2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Consent Agenda - FY2023 Budget - Line Item Transfer

DECREASE 008-0420-508450 Juvenile Detention Services by \$67,000.00

INCREASE 008-0420-507030 Telephone by \$2,000.00, INCREASE 008-0420-508070 Operating Expenditures by \$6,500.00

INCREASE 008-0420-508080 Auto Gas/Oil by \$4,500.00, INCREASE 008-0420-508090 Auto Repairs by \$6,000.00

INCREASE 008-0420-508350 Training by \$2,000.00, INCREASE 008-0420-508750 Juvenile Psychological by \$25,000.00

INCREASE 008-0420-508770 Juvenile Medical by \$5,000.00, INCREASE 008-0420-508890 Transport Expense by \$2,000.00

INCREASE 008-0420-508960 Sex Offender Services by \$14,000.00



ELLIS COUNTY LINE ITEM ADJUSTMENT

FISCAL YEAR

2023

I am requesting that the Ellis County Commissioners' Court make necessary Line Item adjustments to the Sat Budget as follows:

Probation

TRANSFER FROM		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
008-0420-508450	Juvenile Detention Services	\$67,000.00
	TOTAL:	\$67,000.00

TRANSFER TO		
ACCOUNT NO.	ACCOUNT TITLE	AMOUNT
008-0420-507030	Telephone	\$2,000.00
008-0420-508070	Operating Expenditures	\$6,500.00
008-0420-508080	Auto Gas/Oil	\$4,500.00
008-0420-508090	Auto Repairs	\$6,000.00
008-0420-508350	Training	\$2,000.00
008-0420-508750	Juvenile Psychological	\$25,000.00
008-0420-508770	Juvenile Medical	\$5,000.00
008-0420-508890	Transport Expense	\$2,000.00
008-0420-508960	Sex Offender Services	\$14,000.00
	TOTAL:	\$67,000.00

Signature: *[Handwritten Signature]* Date: *8/23/23* Department: *Juvenile Services*
 Signature: *[Handwritten Signature]* Date: *8/25/2023* CO-Chair: *Juvenile Board*

Signature _____ Date _____ CO-Chair _____

ELLIS COUNTY COMMISSIONERS' COURT FINDS THAT THIS TRANSFER OF FUNDS IS FOR COUNTY PURPOSES AND IS AN APPROPRIATE REQUEST.

APPROVED THIS _____ DAY OF _____, _____

_____ COUNTY JUDGE
 _____ COMMISSIONER PCT. 1
 _____ COMMISSIONER PCT. 2
 _____ COMMISSIONER PCT. 3
 _____ COMMISSIONER PCT. 4

REVIEWED BY COUNTY AUDITOR'S OFFICE: *[Handwritten Signature]*



Department of Development Agenda Items
Ellis County Commissioners' Court -
September 5, 2023
2:00 PM

CONSENT AGENDA

REGULAR AGENDA

Agenda Item No. 1.1

Discussion, consideration & action on a plat of Diamondcrest. The property contains ± 52.914 acres of land in the Simeon Odom Survey, Abstract No. 815, located west of FM 157, ± 800 feet south of the intersection of Campbell Road and FM 157, in the extraterritorial jurisdiction (ETJ) of the City of Maypearl, Road and Bridge Precinct No. 3.

Agenda Item No. 1.2

Discussion, consideration & action on a final plat of Thunder Ridge Phase Two-B. The property contains ± 38.342 acres of land in the M.D. Bullion Survey, Abstract No. 164, located south of Old Maypearl Road, ± 660 feet west of the intersection of Old Maypearl Road and South Oak Branch Road, in the extraterritorial jurisdiction (ETJ) of the City of Maypearl, Road and Bridge Precinct No. 3.

Agenda Item No. 1.3

Consideration, discussion, and action to accept performance bonds for the proposed Waterfall Ranch Estates, Phase One & Two (Parcel ID No. 289937 & 190467). The property contains ± 222.103 acres of land located in the W. Stewart Survey, Abstract No. 956, located on the west side of FM 876, ±602 feet north of the intersection of Rocky Falls Drive and FM 876, in the extraterritorial jurisdiction (ETJ) of the city of Waxahachie, Road & Bridge Precinct No. 3.

EXECUTIVE SESSION

MUD updates

ELLIS COUNTY COMMISSIONERS' COURT

Report from: Department of Development

Court Date: September 5, 2023



AGENDA ITEM NO. 1.1
Diamondcrest, Pct. No. 3

CASE TYPE:

- Amendment
- Plat**
- Subdivision Bond
- Variance
- Other

IDENTIFYING LANDMARK:

Parcel ID No. 294378

APPLICANT(s):

SDJ, Maypearl
Cyle Cox, Applicant

ATTACHMENTS:

1) Plat

AUTHORED BY:

Sara Garcia
Planning Manager/Asst. Director

APPROVED BY:

Alberto Mares, AICP, DR, CPM
Director of Planning & Development

STAFF RECOMMENDATION:

- Approve, as presented**
- Approve with conditions
(See Final Analysis header)
- Continue/Table request
- Deny request

AGENDA CAPTION:

Discussion, consideration & action on a plat of Diamondcrest. The property contains ± 52.914 acres of land in the Simeon Odom Survey, Abstract No. 815, located west of FM 157, ± 800 feet south of the intersection of Campbell Road and FM 157, in the extraterritorial jurisdiction (ETJ) of the City of Maypearl, Road and Bridge Precinct No. 3.

EXECUTIVE SUMMARY:

- The applicant wishes to plat the property to create nineteen (19) residential lots and two (2) community lots.
- The proposed subdivision will be private, with the infrastructure to be maintained by the residents living within the subdivision.
- Each proposed lot will have a private access easement directly to Diamondcrest Court or Olivia Court.
- Groundwater will be the primary source of water for each lot. Prairielands Groundwater Conservation District confirmed on August 22, 2023, that each proposed lot meets its minimum tract size and spacing requirements.
- The Commissioners Court granted Diamondcrest a variance for exceeding the maximum cul-de-sac length on November 2, 2021 (Minute Order 484.21).

THOROUGHFARE PLAN & EXISTING* RIGHT OF WAY DEDICATION INFORMATION:		
NAME & WIDTH	DEDICATION REQUIRED	DEDICATION SHOWN
N/A	N/A	N/A
Source: Ellis County MTP		

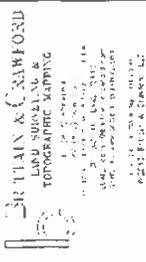
WATER SERVICE:		
PROVIDER	LINE SIZE	DATE AVAILABILITY CONFIRMED
Groundwater	N/A	N/A

NOTIFICATION REQUIREMENT (if applicable)

TYPE	SENT/ADVERTISED	TOTAL NOTIFIED
N/A	N/A	N/A

FINAL ANALYSIS:

Upon reviewing the proposed plat, staff confirms that this plat application meets the County's current subdivision regulations and recommends **approval** of this plat as presented.



STATE OF TEXAS
COUNTY OF ELLIS

Final Plat of Addition to an Addition to
Lots 1-10, Lot 1-1X and Lot 10-1X
52.914 Acres of Land Located
in the Simeon Odum Survey, Abstract 815
Ellis County, Texas

STATE OF TEXAS
COUNTY OF ELLIS
Approved as the _____ day of _____ 2023

Final Plat, County Judge
Randy Brinson
Commissioner, Precinct No. 1
Lyle Grayson
Commissioner, Precinct No. 2
Eric Baker
Commissioner, Precinct No. 4

ATTEST:
Kyrle White, County Clerk

BOOKING CERTIFICATE
This is to certify that the above plat of addition to an addition to lots 1-10, lot 1-1X and lot 10-1X of 52.914 acres of land located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, was duly recorded in the Public Records of this County on the _____ day of _____ 2023.

NOTARY PUBLIC STATEMENT
I, _____, Notary Public in and for the State of Texas, do hereby certify that the above plat of addition to an addition to lots 1-10, lot 1-1X and lot 10-1X of 52.914 acres of land located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, was duly recorded in the Public Records of this County on the _____ day of _____ 2023.

DEPARTMENT OF DEVELOPMENT DIRECTOR
Approved On: _____

DATE OF PREPARATION: JULY 2023

OWNER'S CERTIFICATE
I, the undersigned, being the owner of the above described property, do hereby certify that the above plat of addition to an addition to lots 1-10, lot 1-1X and lot 10-1X of 52.914 acres of land located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, was duly recorded in the Public Records of this County on the _____ day of _____ 2023.

NOTARY PUBLIC STATEMENT
I, _____, Notary Public in and for the State of Texas, do hereby certify that the above plat of addition to an addition to lots 1-10, lot 1-1X and lot 10-1X of 52.914 acres of land located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, was duly recorded in the Public Records of this County on the _____ day of _____ 2023.

DEPARTMENT OF DEVELOPMENT DIRECTOR
Approved On: _____

DATE OF PREPARATION: JULY 2023

PAGE 3 OF 3

STATE OF TEXAS
COUNTY OF ELLIS

LEGAL DESCRIPTION
BLOCK 15, LOT 10-1X, SIMEON ODUM SURVEY, ABSTRACT 815, ELLIS COUNTY, TEXAS, BEING THE SAME AS DESCRIBED IN THE FINAL PLAT OF ADDITION TO AN ADDITION TO LOTS 1-10, LOT 1-1X AND LOT 10-1X OF 52.914 ACRES OF LAND LOCATED IN THE SIMEON ODUM SURVEY, ABSTRACT 815, ELLIS COUNTY, TEXAS, RECORDED IN THE PUBLIC RECORDS OF THIS COUNTY ON THE _____ DAY OF _____ 2023.

1. 30' x 100' x 100' x 100' (1 acre) of land located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, being the same as described in the Final Plat of Addition to an Addition to Lots 1-10, Lot 1-1X and Lot 10-1X of 52.914 Acres of Land Located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, recorded in the Public Records of this County on the _____ day of _____ 2023.

2. 30' x 100' x 100' x 100' (1 acre) of land located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, being the same as described in the Final Plat of Addition to an Addition to Lots 1-10, Lot 1-1X and Lot 10-1X of 52.914 Acres of Land Located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, recorded in the Public Records of this County on the _____ day of _____ 2023.

3. 30' x 100' x 100' x 100' (1 acre) of land located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, being the same as described in the Final Plat of Addition to an Addition to Lots 1-10, Lot 1-1X and Lot 10-1X of 52.914 Acres of Land Located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, recorded in the Public Records of this County on the _____ day of _____ 2023.

4. 30' x 100' x 100' x 100' (1 acre) of land located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, being the same as described in the Final Plat of Addition to an Addition to Lots 1-10, Lot 1-1X and Lot 10-1X of 52.914 Acres of Land Located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, recorded in the Public Records of this County on the _____ day of _____ 2023.

5. 30' x 100' x 100' x 100' (1 acre) of land located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, being the same as described in the Final Plat of Addition to an Addition to Lots 1-10, Lot 1-1X and Lot 10-1X of 52.914 Acres of Land Located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, recorded in the Public Records of this County on the _____ day of _____ 2023.

6. 30' x 100' x 100' x 100' (1 acre) of land located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, being the same as described in the Final Plat of Addition to an Addition to Lots 1-10, Lot 1-1X and Lot 10-1X of 52.914 Acres of Land Located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, recorded in the Public Records of this County on the _____ day of _____ 2023.

7. 30' x 100' x 100' x 100' (1 acre) of land located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, being the same as described in the Final Plat of Addition to an Addition to Lots 1-10, Lot 1-1X and Lot 10-1X of 52.914 Acres of Land Located in the Simeon Odum Survey, Abstract 815, Ellis County, Texas, recorded in the Public Records of this County on the _____ day of _____ 2023.

ELLIS COUNTY COMMISSIONERS' COURT

Report from: Department of Development

Court Date: September 5, 2023



AGENDA ITEM NO. 1.2
Thunder Ridge Phase Two-B Final Plat, Pct. No. 3

CASE TYPE:

- Amendment
- Plat**
- Subdivision Bond
- Variance
- Other

IDENTIFYING LANDMARK:

Parcel ID No. 284809

APPLICANT(s):

Tree Hill Homes,
Ivan Brigman

ATTACHMENTS:

- 1) Location Map
- 2) Plat

AUTHORED BY:

Sara Garcia
Planning Manager/Asst. Director

APPROVED BY:

Alberto Mares, AICP, DR, CPM
Director of Planning & Development

STAFF RECOMMENDATION:

- Approve, as presented**
- Approve with conditions
(See Final Analysis header)
- Continue/Table request
- Deny request

AGENDA CAPTION:

Discussion, consideration & action on a final plat of Thunder Ridge Phase Two-B. The property contains ± 38.342 acres of land in the M.D. Bullion Survey, Abstract No. 164, located south of Old Maypearl Road, ± 660 feet west of the intersection of Old Maypearl Road and South Oak Branch Road, in the extraterritorial jurisdiction (ETJ) of the City of Maypearl, Road and Bridge Precinct No. 3.

EXECUTIVE SUMMARY:

- The applicant wishes to plat the property to create thirty-one (31) single-family lots, each accessing newly constructed roads within the subdivision.
- New roads within Thunder Ridge Phase Two-B consist of:
 - Solo Ridge Drive
 - Posey Lane
 - Paradise Ridge

THOROUGHFARE PLAN & EXISTING* RIGHT OF WAY DEDICATION INFORMATION:		
NAME & WIDTH	DEDICATION REQUIRED	DEDICATION SHOWN
Old Maypearl Rd.	30 ft. from the centerline of the road	30 ft. from the centerline of the road
Source:	Ellis County MTP	

WATER SERVICE:		
PROVIDER	LINE SIZE	DATE AVAILABILITY CONFIRMED
Buena Vista-Bethel SUD	N/A	November 4, 2022

NOTIFICATION REQUIREMENT (if applicable)

TYPE	SENT/ADVERTISED	TOTAL NOTIFIED
N/A	N/A	N/A

FINAL ANALYSIS:

Upon reviewing the proposed plat, staff confirms that this plat application meets the County's current subdivision regulations and recommends **approval** of this plat as presented.

ELLIS COUNTY COMMISSIONERS' COURT

Report from: Department of Development

Court Date: September 5, 2023



AGENDA ITEM NO. 1.3
Waterfall Ranch Estates Phase One & Two Performance Bond Acceptance – Pct. No. 3

CASE TYPE:

- Amendment
- Plat
- Subdivision Bond
- Variance
- Other

IDENTIFYING LANDMARK:

Parcel ID No. 289937 & 190467

APPLICANT(s):

Vernon Jack Developments, LLC
Hunter Glass

ATTACHMENTS:

- 1) Draft Order with bond

AUTHORED BY:

Sara Garcia
Planning Manager/Asst. Director

APPROVED BY:

Alberto Mares, AICP, DR, CPM
Director of Planning & Development

STAFF RECOMMENDATION:

- Approve, as presented
- Approve with conditions
(see Final Analysis header)
- Continue/Table request
- Deny request

AGENDA CAPTION:

Consideration, discussion, and action to accept performance bonds for the proposed Waterfall Ranch Estates, Phase One & Two (Parcel ID No. 289937 & 190467). The property contains ± 222.103 acres of land located in the W. Stewart Survey, Abstract No. 956, located on the west side of FM 876, ± 600 feet north of the intersection of Rocky Falls Drive and FM 876, in the extraterritorial jurisdiction (ETJ) of the city of Waxahachie, Road & Bridge Precinct No. 3.

EXECUTIVE SUMMARY:

- The applicant is requesting that the County accept a Performance Bond for the construction of Waterfall Ranch Estates Phase One & Two, totaling \$5,583,216.00:
 - Performance Bond No. S-340016 for Phase One is presented for acceptance in the amount of \$2,606,520.00, issued by NGM Insurance Co.
 - Performance Bond No. S-340304 for Phase Two is presented for acceptance in the amount of \$2,976,696.00, issued by NGM Insurance Co.
- The civil plans for Waterfall Ranch Phase One & Two, consisting of approximately 160 residential lots and 5 HOA lots, have been approved in accordance with the County’s Subdivision and Development Regulations.
- Once the infrastructure is completed, a final plat identical to the construction plans is forthcoming for approval.

FINAL ANALYSIS:

Section VII (A) (2) (Performance Guarantees) of the Subdivision and Development Regulations state that prior to construction to ensure roads, streets, signs, underground utilities, and required drainage and drainage structures are constructed in a timely manner and in accordance with the terms and specifications contained in these regulations, the developer shall file a Construction Bond.

The bond amount shall be equal to one hundred percent (100%) of all contracts, agreements, and bids to construct roads, streets, street signs, underground utilities, required drainage structures, erosion control, and all other construction.

The construction plans and performance bond submitted for Waterfall Ranch Estates Phase One and Two subdivision satisfy current County requirements.

- Staff recommends approval to accept the Performance Bonds for Waterfall Ranch Estates Phase One & Two, totaling \$5,583,216.00:
 - Phase One performance bond no. S-340016 in the amount of \$2,606,520.00, issued by NGM Insurance Co.
 - Phase Two performance bond no. S-340304 in the amount of \$2,976,696.00, issued by NGM Insurance Co.

COMMISSIONERS COURT OF ELLIS COUNTY
ORDER NO. _____

On this the 5th day of September 2023, the Commissioners' Court of Ellis County, Texas, convened in a regular session of said Court on the 2nd Floor of the Ellis County Historic Courthouse located at 101 West Main Street, Waxahachie, Texas, with the following members present, to wit:

COUNTY JUDGE:

Judge Todd Little

COMMISSIONERS:

Randy Stinson, Commissioner, Pct. 1 Paul Perry, Commissioner, Pct. 3
 Lane Grayson, Commissioner, Pct. 2 Kyle Butler, Commissioner, Pct. 4

AND AMONG OTHER PROCEEDINGS, THE FOLLOWING ORDER WAS PASSED AS FOLLOWS:

AN ORDER OF THE COMMISSIONERS' COURT OF ELLIS COUNTY, TEXAS, ACCEPTING PERFORMANCE BOND NO. S-340016 – IN THE AMOUNT OF TWO MILLION SIX HUNDRED SIX THOUSAND FIVE HUNDRED TWENTY DOLLARS & 0/100 (\$2,606,520.00) ISSUED BY NGM INSURANCE CO. AND ACCEPTING PERFORMANCE BOND NO. 3-340304 IN THE AMOUNT OF TWO MILLION NINE HUNDRED SEVENTY-SIX SIX HUNDRED NINETY-SIX DOLLARS & 0/100, ISSUED BY NGM INSURANCE CO. FOR CONSTRUCTION OF THE WATERFALL RANCH ESTATES SUBDIVISION PHASE ONE & TWO (PARCEL ID NO. 289937 & 190467). THE PROPERTY CONTAINS ± 222.103 ACRES OF LAND LOCATED IN THE W. STEWART SURVEY, ABSTRACT NO. 956, LOCATED ON THE WEST SIDE OF FM 876, ±602 FEET NORTH OF THE INTERSECTION OF ROCKY FALLS DRIVE AND FM 876, IN THE EXTRATERRITORIAL JURISDICTION (ETJ) OF THE CITY OF WAXAHACHIE, ROAD & BRIDGE PRECINCT NO. 3., PROVIDING A CONFLICTS CLAUSE; PROVIDING A SEVERABILITY CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Commissioners Court of Ellis County, Texas, adopted the “Ellis County Growth Initiatives, Volume I – Subdivision and Development Standards on March 23, 2021, pursuant to Minute Order 195.21, hereinafter referred to as “Development Regulations”; and,

WHEREAS, “Development Regulations,” Section VII (A) (2) (Performance Guarantees) states, “Infrastructure is built according to the established regulations and any other required conditions set forth in the plat.”; and,

WHEREAS, “Development Regulations,” Section VII (B)(1) states, “Prior to construction and to ensure roads, streets, signs, and underground utilities and required drainage and drainage structures are constructed in a timely manner, and in accordance with the terms and specifications contained in these regulations,”; and,

WHEREAS, "Development Regulations," Section VII (C) (3) states, "The bond or irrevocable letter of credit shall be executed by a surety company authorized to do business in the state of Texas, made payable to the County Judge of Ellis County, Texas or their successor in office";

NOW, THEREFORE, BE IT ORDAINED BY THE COMMISSIONERS' COURT OF ELLIS COUNTY, TEXAS, THAT:

SECTION 1. ACCEPTANCE OF BOND

The Commissioners' Court finds that the proposed bond satisfies the criteria outlined in Section VII of the adopted Development Regulations apply and hereby accepts the following performance bonds for Waterfall Ranch Estates Phase One & Two, totaling \$5,583,216.00:

- o **Phase One** - Performance Bond No. S-340016 in the amount of \$2,606,520.00, issued by NGM Insurance Co.
- o **Phase Two** - Performance Bond No. S-340304 in the amount of \$2,976,696.00, issued by NGM Insurance Co.

SECTION 2. CONFLICTS.

To the extent of any irreconcilable conflict with the provisions of this Order and other orders of Ellis County governing the use and development of the Property and which are not expressly amended by this Order, the provisions of this Order shall be controlling.

SECTION 3. SEVERABILITY CLAUSE

If any section, paragraph, sentence, phrase, or word in this order is held invalid or unconstitutional, such holding shall not affect the validity of the remaining portions of this order, and the Commissioners Court hereby declares it would have passed such remaining portions of the Order despite such invalidity, which remaining portions shall remain in force and effect.

SECTION 4. EFFECTIVE DATE.

This Ordinance shall become effective from and after the date of its passage, and it is accordingly so ordained.

PASSED, APPROVED, AND ADOPTED IN OPEN COURT BY THE COMMISSIONERS' COURT OF ELLIS COUNTY, TEXAS, ON THIS THE 5th DAY OF SEPTEMBER, 2023.

Todd Little, County Judge

Commissioner Randy Stinson, Precinct. No. 1

Commissioner Lane Grayson, Precinct No. 2

Commissioner Paul Perry, Precinct No. 3

Commissioner Kyle Butler, Precinct No. 4

ATTEST:

Krystal Valdez, County Clerk

PERFORMANCE BOND –WATERFALL RANCH ESTATES PHASE ONE & TWO

Bond No. S-340016

PERFORMANCE BOND

THAT, Vernon Jack Developments, LLC (hereinafter called the Principal), as Principal, and, NGM Insurance Company (hereinafter called the Surety), a corporation organized under the laws of the State of Florida licensed to do business in the State of Texas and admitted to write bonds, as Surety, in the State of Texas, are held and firmly bound unto Judge Todd Little, Ellis County Judge, or their successor(s) in office (hereinafter called the Obligee), in the amount of Two million six hundred six thousand five hundred twenty & 00/100 Dollars (USD) (\$ 2,606,520.00), for the payment whereof, the said Principal and Surety bind themselves, and their heirs, administrators, executors, successors, and assigns, jointly and severally, firmly by these presents.

NOW, THEREFORE, THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that the roads and streets and drainage requirements for the subdivision known as Waterfall Ranch Estates Phase 1 shall be constructed by Principal in accordance with the specifications and standards adopted by the Ellis County Commissioners' Court and within the time set by the Court, which is two (2) years from the below date of execution of this bond, then this obligation shall be null and void; otherwise to remain in full force and effect.

PROVIDED, HOWEVER, that this bond is executed pursuant to the provisions of Chapter 232.004 of the Texas Local Government Code and all liabilities on this bond shall be determined in accordance with the provisions, conditions, and limitations of said Chapter to the same extent as if it were copied at length herein.

IN WITNESS WHEREOF, the said Principal and Surety, have signed and sealed this instrument this the 18th day of May, 2023.

[Signature]
PRINCIPAL(S)

[Signature]
SURETY

Bobby Glass
PRINTED NAME

Sheri R Allen
PRINTED NAME

President/owner
TITLE

Attorney-in-Fact
TITLE

SEAL

PERFORMANCE BOND

THAT, Vernon Jack Developments, LLC, (hereinafter called the Principal), as Principal, and, NGM Insurance Company, (hereinafter called the Surety), a corporation organized under the laws of the State of Florida licensed to do business in the State of Texas and admitted to write bonds, as Surety, in the State of Texas, are held and firmly bound unto Judge Todd Little, Ellis County Judge, or their successor(s) in office (hereinafter called the Obligee), in the amount of Two million nine hundred seventy six thousand six hundred ninety six & 00/100 Dollars (USD) (\$ 2,976,696.00), for the payment whereof, the said Principal and Surety bind themselves, and their heirs, administrators, executors, successors, and assigns, jointly and severally, firmly by these presents.

NOW, THEREFORE, THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that the roads and streets and drainage requirements for the subdivision known as Waterfall Ranch Estates Phase 2 shall be constructed by Principal in accordance with the specifications and standards adopted by the Ellis County Commissioners' Court and within the time set by the Court, which is two (2) years from the below date of execution of this bond, then this obligation shall be null and void; otherwise to remain in full force and effect.

PROVIDED, HOWEVER, that this bond is executed pursuant to the provisions of Chapter 232.004 of the Texas Local Government Code and all liabilities on this bond shall be determined in accordance with the provisions, conditions, and limitations of said Chapter to the same extent as if it were copied at length herein.

IN WITNESS WHEREOF, the said Principal and Surety, have signed and sealed this instrument this the 18th day of August, 2023.

Robert Vernon Glass
PRINCIPAL(S)

Sheri R Allen
SURETY

Robert Vernon Glass
PRINTED NAME

Sheri R Allen
PRINTED NAME

President/owner
TITLE

Attorney-in-Fact
TITLE



SEAL

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2018-2019-Amended-Commissioners-Court-Schedule>). The Commissioners Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

PLEASE INCLUDE AN EXTRA ORIGINAL FOR CONTRACTS AND AGREEMENTS IF YOU REQUIRE AN ORIGINAL COPY RETURNED FOR YOUR FILES.

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***All agreements, contracts and instruments, that otherwise bind the County, must first be approved in form and content by the County Attorney before submitting to the County Judge for the Commissioners Court Agenda.**

Please fill out this form completely:

DATE: August 1st, 2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: E.J. Harbin

PHONE: 972-825-5117 FAX: 972-825-5119

DEPARTMENT OR ASSOCIATION: Administrative Agenda

ADDRESS: 101 W. Main St., Suite 203, Waxahachie, TX 75165

PREFERRED DATE TO BE PLACED ON AGENDA: August 8th, 2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Authorization for the County Judge to sign a notice exercising Ellis County's option to renew its lease with Leasing Impressions Commercials, LLC, for property located at 301 N. 8th St., Midlothian, TX, 76065 for a one-year term, in an amount of \$10,000 per month.

* _____
County Attorney Approval



ELLIS COUNTY PURCHASING

E.J. Harbin, MPA, CPPO
Purchasing Agent

101 W. Main St. Ste. 102
Waxahachie, TX 75165
Bus. (972) 825-5117
Fax (972) 825-5119

August 8th, 2023

TO: Leasing Impressions Commercials, LLC

Please be advised that the undersigned, as Lessee under a certain lease for premises known as 301 North 8th Street Midlothian, Texas, 76065, does hereby exercise Ellis County's option to extend the term of said Lease for a period commencing on October 1st, 2023, and terminating on September 30th, 2024.

During the extended term the Lessee shall pay rent of \$10,000 per month.

It is further provided that all other terms of the Lease shall continue during this extended term as set forth herein.

Sincerely,

Todd Little, Ellis County Judge

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2022-2023-Amended-Commissioners-Court-Schedule>). The Commissioners Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

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Please fill out this form completely:

DATE: August 25th, 2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: E.J. Harbin

PHONE: 972-825-5117 FAX: 972-825-5119

DEPARTMENT OR ASSOCIATION: Purchasing

ADDRESS: 101 W. Main St., Suite 102, Waxahachie, TX 75165

PREFERRED DATE TO BE PLACED ON AGENDA: September 5th, 2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Discussion, consideration, and approval to purchase a 2025 Pinnacle Mack Truck from Bruckner's Truck Sales, Inc. in the amount of \$149,047 using the Houston-Galveston Area Council Cooperative Contract Number HT06-20 for Road & Bridge PCT 2.
Road & Bridge Precinct 2 – Commissioner Lane Grayson

* _____
County Attorney Approval



Bruckner's Truck & Equipment Retail Proposal

Date: July 18, 2023

CUSTOMER INFORMATION	
Name:	Ellis County PCT 2
Name:	
Address:	
CSZ:	
Phone:	Cell:
Fax:	Contact: Lane Grayson
Email:	

EQUIPMENT INFORMATION	
Stock #:	UNITID
Year:	2025 BODY
Make:	Mack
Model:	Pinnacle 64T
VIN:	Build Start January 2024
Salesperson:	Andrew Novak

EQUIPMENT SPECIFICATIONS			
Engine Make:	Mack MP8	Wheelbase:	224"
Horsepower:	445	Frame:	9.5mm
Engine Brake:	Yes	Interior Trim:	Mack Gray
Transmission:	mDrive 12 Speed Automated	Wheels Front:	Aluminum 8.25 x 24.5"
Front Axle:	14,600 Mack	Wheels Rear:	Aluminum 8.25 x 24.5"
Rear Axle:	44,000 Mack	Tire Size:	11R24.5
Rear Suspension:	Camelback	Tire Front:	Bridgestone
Ratio:	3.25	Tire Rear:	Bridgestone

Chassis includes the Following Local Extras:

HGAC Fee HT20-06 Included on Quote

Truck Quoted As Chassis Only

Build Date January Schedule Pending

Pricing is subject to change due to surcharge



	Each	Multiple Total
Trade-In Information: Trade 1: Trade 2:	\$149,047.00	
Allowances: VIN: Year: Make: Model: Payoff:		
Quantity 		
OTHER CHARGES:		
Title, and License Fees (Estimated):	5.00	-
Purchase Coverage Type: _____	-	-
Insurance Type: _____	-	-
Dealer Inventory Tax and Doc Fees	-	-
Cash Down Payment:		
TOTAL:	\$149,052.00	

Dealer Signature: _____ Customer Signature: _____

Date: _____ Date: _____

A documentary fee is not an official fee. A documentary fee is not required by law, but may be charged to buyers for handling documents and performing services relating to the closing of a sale. A documentary fee may not exceed \$50 for a motor vehicle contract or a reasonable amount agreed to by the parties for a heavy commercial vehicle contract. This notice is required by law.

COMMISSIONERS COURT AGENDA REQUEST

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Please fill out this form completely:

DATE: August 29, 2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: E.J. Harbin

PHONE: 972-825-5117 FAX: 972-825-5119

DEPARTMENT OR ASSOCIATION: Purchasing

ADDRESS: 101 W. Main St., Suite 203, Waxahachie, TX 75165

PREFERRED DATE TO BE PLACED ON AGENDA: September 5, 2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Discussion, consideration, and approval to award RFP-2023-006-Employee Classification and Compensation Study with Public Sector Personnel Consultants, Inc. for a (1) year term.

* _____
County Attorney Approval

Supplier Scoring Summary

RFP-2023-006 Addendum 2 - Employee Classification and Compensation Stuc

Supplier	Rank		Evaluation Criteria					
	Rank	Score	Quality of Proposal	Experience	References	Cost	Ability	
Public Sector Personnel Consul	1	75.40	20.00	20.00	15.00	25.00	20.00	
Management Advisory Group Inte	2	62.90	15.60	14.80	11.10	19.50	14.40	
Gallagher Benefit Services, In	3	59.20	13.20	12.80	9.90	15.00	12.00	
Segal	4	58.80	11.20	12.00	8.40	16.00	11.60	
NB Business Solutions, LLC	5	42.30	13.60	13.60	9.30	11.50	10.80	
CPS HR Consulting	6	36.90	10.40	8.40	5.70	9.00	8.80	
		55.92	12.33	11.60	8.40	12.58	11.00	

ly - Scoring Round

Final Ranking	Evaluator 1	Evaluator 2	Evaluator 3	Evaluator 4	Evaluator 5
Management Advisory Group	2	2	1	1	2
Public Sector Personnel Cons.	1	1	2	2	1
Gallagher	3	3	3	3	3

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2022-2023-Amended-Commissioners-Court-Schedule>). The Commissioners Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

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Please fill out this form completely:

DATE: August 29, 2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: EJ Harbin

PHONE: 972-825-5118 FAX: 972-825-5119

DEPARTMENT OR ASSOCIATION: Purchasing

ADDRESS: 101 W. Main St., Suite 102, Waxahachie, TX 75165

PREFERRED DATE TO BE PLACED ON AGENDA: September 5, 2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Consideration and action to declare the listed items as surplus or damaged/ unsafe to be disposed in accordance with the Local Government Code 263: For Sheriff's Office and Jail.

See Attachment

*
County Attorney Approval

AUCTION 6B FY22-23 SHERIFF'S OFFICE AND JAIL AR
SUPPORT DOCUMENT

DEPT	DESCRIPTION	QTY
SO/JAIL	USED DESKS - Water Damage	APPROX 20
SO/JAIL	USED OFFICE CHAIRS - Broken	APPROX 25
SO/JAIL	STAINLESS STAND UP FOOD WARMER	1 EA
SO/JAIL	HOBART FOOD MIXER	1 EA
SO/JAIL	STAINLESS STEEL JAIL TOILET / SINK	2 EA

COMMISSIONERS COURT AGENDA REQUEST

The Commissioners' Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2022-2023-Amended-Commissioners-Court-Schedule>). The Commissioners' Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

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Please fill out this form completely:

DATE: August 29, 2023 SUPPORTING DOCUMENT(S) ATTACHED? (Y / N)

NAME: Melanie Reed

PHONE: 972-825-5092 FAX: 972-825-5093

DEPARTMENT OR ASSOCIATION: District Clerk

ADDRESS: 109 S. Jackson St.

PREFERRED DATE TO BE PLACED ON AGENDA: September 5th, 2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):
HB 3474 goes into effect September 1st, increasing the pay for jury service from \$6 to \$20 for the first day or fraction of the first day served. Compensation to selected jurors is increased from \$40 to \$58 for each day or fraction of each day served.

The state is required to reimburse a county \$14 a day for a person who reports for jury service for the first day or fraction of the first day and \$52 per day for each subsequent or a fraction of each day served.



Proposal

B

Proposal # 12577	Customer # 5198	System Type Secure Package (Residential)	PO Number	Term Net 30 Days	Proposal Date August 16, 2023
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Customer:
Ellis County Sub-Courthouse (Ennis)
Attn: Juana Guzman
109 S Jackson
Waxahatche, TX 75165

Site Location:
Ellis County Sub-Courthouse (Ennis)
207 S. Sonoma Trail
Ennis, TX 75119

Contact Information: Customer Contact Judge Chris Macon Phone: (972) 825-5118 Email: chris.macon@co.ellis.tx.us Salesperson Name: Jeff Hughes Phone: (972) 937-1102 Email: jhughes@batsecurity.com	Brief Description: 
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Charges

Description	QTY	Rate	Amount
Labor	1.00	110.00	110.00
BAT LTE Cellular Dual Path Communicator	1.00	325.00	325.00
		Total Charges:	435.00
		Sales Tax:	0.00
	Amount: 0	Grand Total:	\$435.00

Notes

Note	Modified Date	User
	08/16/2023 13:59:20	Jeff Hughes
		
		

x _____
 Agreed To By Name Date

CONTACT US

Billing Questions (972) 937-1102	Sales (972) 937-1102	Central Station (877) 622-8826	Service (972) 937-1102	Email info@batsecurity.com
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To view this proposal online, please visit: <https://batsecurity.alarmbiller.com> | Registration Key: D7A846



Proposal

1

Proposal # 12581	Customer # 8198	System Type Burglar Alarm System	PO Number	Term Net 30 Days	Proposal Date August 16, 2023
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Customer:
Ellis County Sub-Courthouse (Ennis)
Attn: Juana Guzman
109 S Jackson
Waxahatchie, TX 75165

Site Location:
Ellis County Sub-Courthouse (Ennis)
207 S. Sonoma Trail
Ennis, TX 75119

Contact Information: Customer Contact Judge Chris Macon Phone: (972) 825-8118 Email: chris.macon@co.ellis.tx.us Salesperson Name: Jeff Hughes Phone: (972) 937-1102 Email: jhughes@batsecurity.com	Site/Description: [REDACTED]
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Charges

Description	QTY	Rate	Amount
[REDACTED]	1.00	110.00	110.00
[REDACTED]	6.00	139.00	834.00
		Total Charges:	944.00
		Sales Tax:	0.00
		Grand Total:	\$944.00

Notes

Exclusions / Notes	Note	Modified Date	User
<ul style="list-style-type: none"> * Estimates assumes all existing equipment or wiring is in working condition - any issues found with existing hardware will be reported to the owner (if applicable) * Conduit, back-boxes, cable ties, trenching, lift device and/or errors and omissions of parts/labor are excluded unless specifically referenced in Proposal. * Pricing is good for up to 7 Days 		08/16/2023 15:33:43	Jeff Hughes

x _____
 Agreed To By Name Date

CONTACT US

Billing Questions (972) 937-1102	Sales (972) 937-1102	Central Station (877) 622-8626	Service (972) 937-1102	Email info@batsecurity.com
To view this proposal online, please visit: https://batsecurity.alarmbiller.com Registration Key: D7A846				



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COMMISSIONERS COURT AGENDA REQUEST

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The Commissioners' Court convenes in regular session at **2:00 p.m. every other Tuesday** (for full list of dates, please visit <http://co.ellis.tx.us/DocumentCenter/View/7543/FY-2022-2023-Amended-Commissioners-Court-Schedule>). The Commissioners' Court is located at 101 West Main St., Waxahachie, Texas, on the 2nd floor of the Historic Courthouse. Special sessions may convene as deemed necessary to conduct the business of the County.

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Please fill out this form completely:

DATE: 08/29/2023 SUPPORTING DOCUMENT(S) ATTACHED? No

NAME: Keith Adkisson on behalf of Randy Montgomery

PHONE: (972)825-5035

FAX: _____

DEPARTMENT OR ASSOCIATION: D. Randall Montgomery & Associates PLLC

ADDRESS: _____

PREFERRED DATE TO BE PLACED ON AGENDA: September 5th, 2023

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):

Discussion, consideration, and action to approve the settlement of Etta Goss et al. v. Ellis County Civil Action No. 3:19-cv-01760-S.

Pursuant to Texas Government Code §551.071(1), consultation with legal counsel regarding pending or contemplated litigation matter concerning a settlement agreement in Etta Goss et al. v. Ellis County Civil Action No. 3:19-cv-01760-S.

COMMISSIONERS COURT AGENDA REQUEST

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Please fill out this form completely:

DATE: 08/30/1991 SUPPORTING DOCUMENT(S) ATTACHED? No

NAME: Lane Greyson

PHONE: 825-5333 FAX: _____

DEPARTMENT OR ASSOCIATION: Commissioner Pct. 2

ADDRESS: 1400 Oak Grove Road, Ennis TX 75119

PREFERRED DATE TO BE PLACED ON AGENDA: 09/05/20223

DESCRIPTION OF AGENDA REQUEST (please use exact desired wording for agenda):
Pursuant to Texas Government Code §551.071(1), consultation with legal counsel regarding pending or contemplated litigation matter concerning potential AMR contract litigation.

