

1-1 By: Curry, et al. (Senate Sponsor - Middleton) H.B. No. 2715
 1-2 (In the Senate - Received from the House May 6, 2025;
 1-3 May 7, 2025, read first time and referred to Committee on Local
 1-4 Government; May 20, 2025, reported favorably by the following
 1-5 vote: Yeas 4, Nays 2; May 20, 2025, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Bettencourt	X			
1-8 Middleton	X			
1-9 Cook		X		
1-10 Gutierrez			X	
1-11 Nichols	X			
1-12 Paxton	X			
1-13 West		X		

1-15 A BILL TO BE ENTITLED
 1-16 AN ACT

1-17 relating to the removal from office of certain officers of
 1-18 political subdivisions.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Section 87.015(c), Local Government Code, is
 1-21 amended to read as follows:

1-22 (c) A petition for removal of an officer under this
 1-23 subchapter ~~[other than a prosecuting attorney must be addressed to~~
 1-24 ~~the district judge of the court in which it is filed. A petition for~~
 1-25 ~~removal of a prosecuting attorney]~~ must be addressed to the
 1-26 presiding judge of the administrative judicial region in which the
 1-27 petition is filed. The petition must set forth the grounds alleged
 1-28 for the removal of the officer in plain and intelligible language
 1-29 and must cite the time and place of the occurrence of each act
 1-30 alleged as a ground for removal with as much certainty as the nature
 1-31 of the case permits.

1-32 SECTION 2. Section 87.0151, Local Government Code, is
 1-33 amended to read as follows:

1-34 Sec. 87.0151. ASSIGNMENT OF JUDGE ~~[IN CERTAIN CASES]~~. (a)
 1-35 Immediately after a petition for removal of an officer under this
 1-36 subchapter ~~[a prosecuting attorney]~~ is filed under Section 87.015,
 1-37 the district clerk shall deliver a copy of the petition to the
 1-38 presiding judge of the administrative judicial region in which the
 1-39 court sits.

1-40 (b) On receiving a petition for removal ~~[of a prosecuting~~
 1-41 ~~attorney]~~ under Subsection (a), the presiding judge of the
 1-42 administrative judicial region shall assign a district court judge
 1-43 of a judicial district that does not include the county in which the
 1-44 petition was filed to conduct the removal proceedings.

1-45 SECTION 3. Section 87.018(f), Local Government Code, is
 1-46 amended to read as follows:

1-47 (f) In a proceeding to remove an officer under this
 1-48 subchapter ~~[a prosecuting attorney from office]~~, the presiding
 1-49 judge of the administrative judicial region in which the petition
 1-50 for removal was filed shall appoint a prosecuting attorney from
 1-51 another judicial district or county, as applicable, in the
 1-52 administrative judicial region to represent the state.

1-53 SECTION 4. Sections 87.018(d) and (e), Local Government
 1-54 Code, are repealed.

1-55 SECTION 5. The changes in law made by this Act apply only to
 1-56 the removal of an officer under Subchapter B, Chapter 87, Local
 1-57 Government Code, for which the petition for removal is filed under
 1-58 that subchapter on or after the effective date of this Act. The
 1-59 removal of an officer for which the petition for removal is filed
 1-60 before the effective date of this Act is governed by the law in
 1-61 effect on the date the petition is filed, and the former law is

2-1 continued in effect for that purpose.

2-2 SECTION 6. This Act takes effect immediately if it receives
2-3 a vote of two-thirds of all the members elected to each house, as
2-4 provided by Section 39, Article III, Texas Constitution. If this
2-5 Act does not receive the vote necessary for immediate effect, this
2-6 Act takes effect September 1, 2025.

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