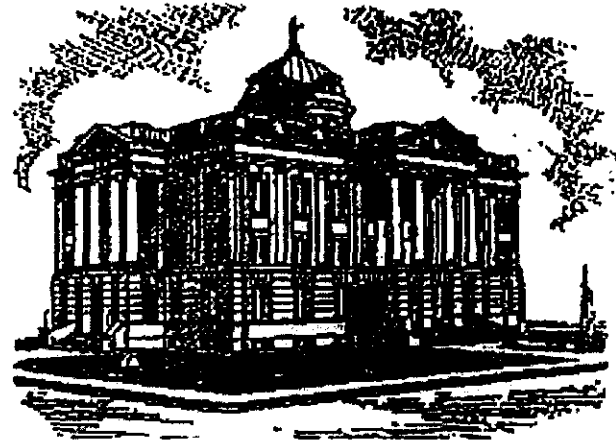


WILLIAMSON COUNTY  
JUDGE'S OFFICE  
710 MAIN STREET, SECOND FLOOR  
GEORGETOWN, TEXAS 78626



### AGENDA ITEM REQUEST FORM

REQUESTING DEPARTMENT: Constable Precinct Four DATE: 6-5-03

NAME OF REQUESTOR: Mark Birchard

REQUESTED AGENDA DATE: 6-10-03

REQUESTED ITEM(S): Consider approval to ADD  
GLENN Raymond AGIEWICH, AND JOSEPH  
ROBERT SEXTON AS NON-PAID DEPUTIES  
For Constable Precinct Four.

**AGENDA ITEM REQUEST DEADLINE - 12 NOON ON THURSDAY**

*Mark Birchard*

**AGENDA ITEM 23**

Consider adding Children's Advocacy Center to list of places jurors can donate their reimbursement fee.

District Attorney John Bradley addressed the court regarding the Children's Advocacy Center and Government Code §61.003 that permits jurors to donate their reimbursement fee to programs approved by the commissioners' court. County Attorney Gene Taylor mentioned the success of the prosecution interview children and minimize the trauma to the kids.

**Commissioner Heiligenstein** discussed his concern in adding the Children's Advocacy Center to the list because it would decrease funding for the child welfare fund.

District Attorney John Bradley withdrew his request until additional information could be provided to the court.

No action was taken on this agenda item.

< Attachment >



# Williamson County Children's Advocacy Center

- Interviewed over 250 children in 2002
- Purchased building
- Expanded fundraising
- Need more counseling
- Need pediatric doctor
- Planning for growth

**\$ 61.002**

**JUDICIAL BRANCH**  
Title 2

## JURIES

### Ch. 61

not in the county of the defendant's residence and no specific statutory exception providing for that venue existed, or if mandatory venue existed in a county other than the county in which the suit was filed. Section 3 of Article 2172a provides in effect that the court from which a case is transferred is not liable for the payment of jurors if the transfer was made because of improper venue. The county is liable if the case is transferred for some other reason, such as by consent of the parties (under Rule 255, Texas Rules of Civil Procedure), or in order to avoid prejudice or provide for a fair and impartial trial (Rules 257-258). When the Texas Rules of Civil Procedure were amended in 1983 to conform to the revised venue statutes enacted in 1983 (Chapter 385, Acts of the 68th Legislature, Regular Session), the term "plea of privilege" was eliminated. Rule 86 now provides that an objection to improper venue must be made by written motion. The revised law accordingly adopts this terminology in place of the obsolete reference to "plea of privilege." The source law specifically cites Rule 86 to clarify that the exception applies only to transfer requested under that rule, since it could be argued that a transfer of venue under Rule 257, for example, was also based on an objection to "improper" venue.

### Historical and Statutory Notes

**Prior Laws:**

Acts 1931, 42nd Leg., p. 131, ch. 88.  
Vernon's Ann.Civ.St. art. 2172a.

### Library References

Counties ☞ 137 to 139; Jury ☞ 77.  
WESTLAW Topic Nos. 104, 230.

C.J.S. Counties §§ 175 to 178.  
C.J.S. Juries § 353.

**§ 61.003. Donation of Reimbursement**

(a) Each prospective juror reporting for jury service shall be provided a form letter that when signed by the prospective juror directs the county treasurer to donate all of the prospective juror's reimbursement for jury service to:

- (1) the compensation to victims of crime fund under Subchapter B, Chapter 56, Code of Criminal Procedure;<sup>1</sup>
  - (2) the child welfare service fund under Chapter 264, Family Code;
  - (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; or
  - (4) any other program approved by the commissioners court of the county.
- (b) 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) send all donations made under Subsection (a)(2) to the comptroller for deposit to the credit of the child welfare service fund in the state treasury; and

(3) send all data to the program specified in the program establishment.

(c) Notwithstanding the above, the program shall provide all funds necessary for the operation of the program by that program or by the State.

Added by Acts 1995  
75th Leg., ch. 875, §  
1, 1997; Acts 1997,  
1 Vernon's Ann. C.C. 1

Sections 2 and 3 of the

"Sec. 2. This Act takes effect January 1, 1995, and applies only to a written judgment made or a written judgment entered after January 1, 1996. The law as it existed prior to January 1, 1996, shall continue to be in effect for that purpose."

Sec. 3. Not later than the first day of January, 1997, the attorney general shall, in consultation with the county treasurer, prescribe the manner in which the county treasurer shall collect the fee provided for in Section 61.003, as added by this Act.

Acts 1997, 75th Leg.  
secs. (a) and (b), which

"(a) A person responsible for the selection of jurors to appear for jury duty shall be designated by the prospective juror's reimbursement committee as treasurer to donate all of the compensation to victims under Subchapter B, Chapter 11A, RCW, and the Judicial Procedure.

Jury ¶77.  
WESTLAW Topic No. 1  
C.J.S. Juries § 353.

**AGENDA ITEM 24**

Discuss and take appropriate action on funding for the Williamson County Children's Advocacy Center for the 2004 budget year.

District Attorney John Bradley asked the court to increase the annual donation to the Children's Advocacy Center from \$40,000 to \$50,000. He stated that they are also asking the 5 large cities to contribute \$10,000 to match the county's donation for the next budget year.

No action was taken on this agenda item.

**AGENDA ITEM 25**

Consider rescinding item #16 from the June 3, 2003 Agenda.

Moved: **Commissioner Limmer**

Seconded: **Commissioner Hays**

Motion: To rescind item #16 from the June 3, 2003 Agenda. This item considered approving the April 2003 Collection Report from the Tax Assessor/Collector and was moved to item #5 on the June 10, 2003 Road District Agenda.

Vote: **4 - 0**

**AGENDA ITEM 26**

Consider designating voting delegate for the 2003 NACO Annual Conference

Moved: **Commissioner Heiligenstein**

Seconded: **Commissioner Hays**

Motion: To investigate designating Karen Norris at Texas Association of Counties as the voting delegate for the 2003 NACO Annual Conference.

Vote: **4 - 0**

< Attachment >