

IN THE SUPREME COURT OF TEXAS

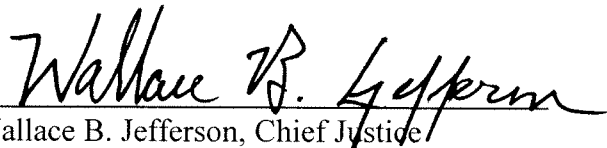
Misc. Docket No. 09- 9138


APPROVAL OF LOCAL RULES FOR COURTS OF HILL COUNTY

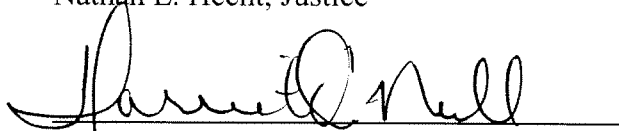
ORDERED that:

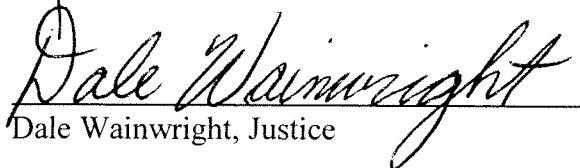
Pursuant to Texas Rule of Civil Procedure 3a, the Supreme Court of Texas approves the following local rules for the Hill County district court, constitutional county court, and county court at law.

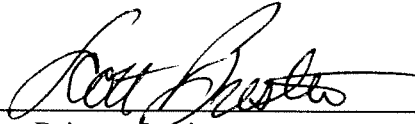
In Chambers, this ~~24th~~ day of August, 2009.


Wallace B. Jefferson, Chief Justice

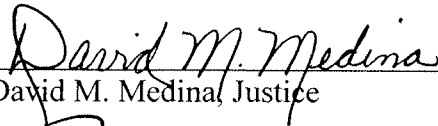

Nathan L. Hecht, Justice


Harriet O'Neill, Justice


Dale Wainwright, Justice



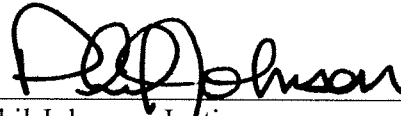
Scott Brister, Justice



David M. Medina, Justice



Paul W. Green, Justice



Phil Johnson, Justice



Don R. Willett, Justice

IN THE 66TH JUDICIAL DISTRICT COURT
OF HILL COUNTY, TEXAS

FILED
CLERK, HILL COUNTY, TX

LOCAL RULES ORDER

1999 OCT 22 P 2:33

WHEREAS, on October 9, 1995, this Court entered an Order requiring parties involved in divorce actions or motions to modify affecting children to attend a parent education course;

WHEREAS, the Legislature of the State of Texas has enacted an amendment to Section 1, Chapter 105 of the Family Code effective September 1, 1999 relating to a court ordering parties to attend a parent education and family stabilization course if the court determines the order is in the best interest of a child, such amendment providing for the length and subjects to be taught in such course;

NOW, THEREFORE, in accordance with Section 105.009 of the Texas Family Code, it is hereby ORDERED:

- (a) In a suit affecting the parent-child relationship, including an action to modify an order in a suit affecting the parent-child relationship providing for possession of or access to a child, all parties shall attend the program entitled "Children In The Middle" which is described on Exhibit A, attached hereto and incorporated herein by reference for all purposes, or a like parent education and family stabilization course that complies with Section 105.009(c) Texas Family Code.
- (b) The "Children In The Middle" course or other like parent education and family stabilization course referred to above shall be attended by the parties within sixty (60) days of the service of the Original Petition upon any Respondent in the case.
- (c) Within sixty-five (65) days of service of the Original Petition upon any Respondent, each party to the case shall file a Certificate of Completion of the parent education and family stabilization course as provided hereinabove.
- (d) Upon a party's failure to attend the parent education and family stabilization course and/or failure to file a copy of the certificate of completion of such course pursuant to this Order, the Judge may take appropriate action, including, but not limited to actions for contempt or postponement of the final hearing and/or delay in entry of the Final Decree.
- (e) For good cause shown, the Judge may waive the attendance requirement in individual cases.
- (f) All matters discussed at the parent education and family stabilization course shall be confidential.

SIGNED this 22nd day of October, 1999.

Bob McGregor, Jr.
F. B. (Bob) McGregor, Jr., Judge of the
66th Judicial District Court of Hill County, Texas

"CHILDREN IN THE MIDDLE"



AN EDUCATIONAL PROGRAM FOR DIVORCING PARENTS

As Required by the 66th District Court of Hill County, Texas

SOMETHING FOR THE CHILDREN

The Hill County Bar Association sponsors this program pursuant to a court order requiring attendance of both parties to divorce and modification cases involving minor children. Both parties **MUST ATTEND THE SEMINAR WITHIN 60 DAYS** of service of the original petition or motion. The program is designed to help parents keep the best interests of their children at heart through the trying times of a lawsuit.

THE PROGRAM

This program is presented by a qualified counselor who will help deal with recurring problems experienced by families in stressful situations brought on by the court process. Examples of how to deal with these problems (and how not to) will be given. Also, interaction by and among the participants is encouraged. Parents will receive a handbook to take home for future reference.

WHERE AND WHEN

The program is offered on the **SECOND SATURDAY OF EACH MONTH 8:30 A.M. - 12:30 P.M.** at the Hill County Courthouse Annex at 126 S. Covington Street, Hillsboro, Texas.

The program will **BEGIN ON TIME**. Please arrive early to register and receive credit for attendance. Credit will not be given for late arrivals. You will receive a certificate of completion which must be filed with the District Clerk. Child care will not be provided so **PLEASE DO NOT BRING CHILDREN**.

EXHIBIT A

PRE-REGISTRATION

Pre-registration is required. Send a check or money order payable to the Hill County Bar Association in the amount of \$30.00. To be eligible for attendance, full payment and the completed registration form below must be received no later than the 3rd day of the month of your attendance. If you are unable to afford the program, you may obtain a fee waiver from the District Judge. The waiver or full payment must accompany the registration form. If you need a Spanish interpreter, please indicate on the form.

CANCELLATION

If there are not enough people pre-registered for a scheduled program, it will be cancelled. It is necessary that you include home and work telephone numbers on the registration form so you may be notified of a cancellation. Failure to provide adequate means to contact you could result in you not receiving notification of the cancellation. If the program you register for is cancelled, your registration fee will be refunded, or may be applied to a future program if you wish.

You will not receive any form of confirmation of your registration, please attend the class you have registered for; however, if you cannot attend that class, your form and/or waiver will be held for the next available class. If you have any questions, you may call (254) 582-2536.

**MAIL THE COMPLETED REGISTRATION FORM
BELOW ALONG WITH YOUR \$30.00 FEE OR WAIVER TO:**

**Hill County Bar Association
P. O. Box 352
Hillsboro, Texas 76645**

REGISTRATION FORM

Name as it appears in court papers: _____

Address: _____

City/State/Zip Code: _____

Home Phone: _____ Work Phone: _____

Other Contact: _____

_____ \$30 fee enclosed _____ Waiver enclosed

_____ I prefer not to attend the same program as my spouse/former spouse. Please notify me if _____ is registered for the same time.

_____ I need a Spanish Interpreter.

Month requested: _____

Signature

IN THE DISTRICT, COUNTY COURT AT LAW AND
COUNTY COURT OF HILL COUNTY, TEXAS

****ADMINISTRATIVE ORDER****

CASE MANAGEMENT/ASSIGNMENT PLAN AMONG THE SAID HILL COUNTY
COURTS

FILED
CLERK OF DISTRICT
CLERK OF HILL COUNTY, TEXAS
2005 SEP 1
A00000

The undersigned have by signature below agreed to a case management/assignment plan so as to promote the more efficient disposition of litigation in Hill County, Texas, effective September 1st, 2005, and to that end, the undersigned make a memorandum of their understanding and agreement regarding the handling of cases filed in Hill County, Texas on or after September 1, 2005, until further notice/order to-wit:

District Court

1. The District Court has jurisdiction as provided by Art. V, Sec.8, Texas Constitution, 24.168, 26.209 and/or 25.1104 of the Government Code and/or otherwise as provided by law.
2. Juvenile cases and contested probate/guardianship cases, filed with the District Clerk and bearing even numbered cases are to remain in District Court; such odd numbered cases filed with the District Clerk on or after 9-1-2005, shall be assigned to County Court at Law.
3. Even numbered civil cases filed with the District Clerk remain with the District Court, with odd numbered civil cases with the District Clerk filed on or after 9-1-2005 assigned to the County Court at Law, except that the following civil cases will remain in the District Court and not be so transferred, regardless of even or odd number assignment by Clerk, although the Judges of the County Court at Law and District Court may "exchange benches" by agreement, in said matters, and nothing herein precludes same, to-wit:
 - A. All suits for removal of governmental officials.
 - B. All election contests.
 - C. All misdemeanors involving official misconduct.
 - D. Suits for title to lands, other than as related to family law or probate matters heard in the County Court at Law, as may be allowed by law.
 - E. Suits for escheat unto the State and taxes due political subdivisions and entities of the State.
 - F. Civil suits in which matter in controversy exceeds of \$100,000.00, excluding interest, statutory or punitive damages and penalties, and attorney's fees and costs, as alleged on the face of the petition.
 - G. Appeals of final rulings and decisions of the Texas Workers' Compensation Commission, regardless of the amount in controversy.
 - H. Proceedings and causes concerning roads, bridges, and public highways and the general administration of county business that is within the jurisdiction of the Honorable Commissioner's Court of the County.

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4. Suits pending in a Court as of August 31, 2005 will remain with that Court, unless a separate transfer Order is signed.
5. All felony matters, except those specifically transferred to County Court at Law.
6. All capital murder cases.
7. Uncontested family law matters on behalf of the County Court at Law Judge, by way of this agreement to exchange benches for this purpose.
8. Serve on the juvenile board, and perform all general magistrate duties.

County Court at Law

1. All jurisdiction as provided by Sec. 25.0003, Texas Government Code and HB No. 1622, 25.1111 and/or 25.1112, Government Code, as may be applicable, and otherwise as provided by law, including concurrent jurisdiction with the district court in family law cases and proceedings, and concurrent in felony matters, as assigned.
2. Juvenile cases and contested probate jurisdiction, with odd numbered juvenile and contested probate cases filed on or after 9-1-2005 with the District Clerk, assigned to County Court at Law.
3. All odd numbered civil cases filed with the District Clerk on or after 9-1-2005 assigned to the County Court at Law, except as specifically reserved in the District Court as above noted.
4. All civil and criminal appeals from a justice court of Hill County will be heard in the County Court at Law, regardless of even or odd numbering by the Clerk, and unless otherwise agreed by and between the judges.
5. Primary court for misdemeanors although both the District and County Courts may hear these matters as may be expeditious and in prudent exercise of concurrent jurisdiction.
6. Felony cases heard in County Court at Law will be as specifically assigned by the District Court.
7. Odd numbered contested guardianship and probate matters will be heard in the County Court at Law.
8. Other matters as assigned by the District Court, and/or as agreed per HB 1622, or by law.
9. Exchange benches with the District Judge and sit in the District Court by assignment.
10. Concurrent jurisdiction with the county court over all causes and proceedings, civil and criminal, original and appellate, prescribed by law for the (constitutional) county court, but not over matters related to administration of county government and involving the Commissioner's Court.
11. "Family Law" cases and proceedings include adoptions, birth records, removal of disability of minority or coverture, changes of names of persons, child welfare, custody, support and reciprocal support, dependency, neglect, or delinquency, paternity, termination of parental rights, divorce and marriage annulment, including the adjustment of property rights, custody and support or minor children involved therein, temporary

Page Three (3)

support pending final hearing and every other matter involving divorce or annulment proceedings, independent actions involving child support, custody of minors, and wife or child desertion and independent actions involving controversies between parents and child, between parents and between spouses. (25.0002 Govt. Code)

12. Uncontested family law matters on any date on behalf of the District Judge, by this agreement to exchange benches in all such matters.

13. Serve on the juvenile board, and perform all general magistrate duties.

County Judge

1. All jurisdiction provided under Constitution of 1876, State of Texas, and Art. 26.209 Government Code, as amended.

2. Primary court, among Hill County courts, for uncontested probate matters, although the District Court may act per Art. 24.168, Government Code, and by the County Court at Law under 25.0003(a), Government Code, but the District Court has no original probate jurisdiction.

3. Primary court, among Hill County Courts, for uncontested guardianships and mental health matters/commitments, although the District Court may act per Art. 24.168, Government Code, and by the County Court at Law judge per 25.0003, but the District Court has no original jurisdiction.

4. Primary court for alcohol licenses/hearings.

5. The state law affording the constitutional county court jurisdiction in protective order cases, under article 71.001 Texas Family Code, is noted, and on request of a filing party, such case(s) will be placed by the District Clerk with the County Judge for hearing.

6. Concurrent jurisdiction with County Court at Law and District Court judges to assist in disposing of misdemeanor matters, in whatever manner the judges deem expeditious.

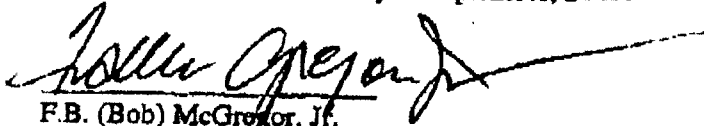
7. Serves as presiding officer of the Commissioner's Court and has sole administrative responsibility as the County Judge involving all county operations.

8. All original probate/guardianship matters will be filed in the County Clerk's office.

9. Serve on the juvenile board, and perform all general magistrate duties.

The above procedural agreements and arrangements among the Courts in Hill County is so ORDERED, and all doing business with the said Courts shall give strict obedience and compliance therewith, to the full extent allowed by law.

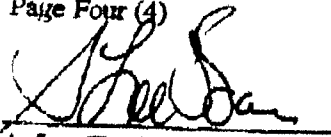
SIGNED effective the 1st day of September, 2005.



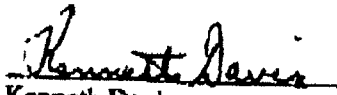
F.B. (Bob) McGregor, Jr.

66th District Court Judge and Local Administrative District Judge

Page Four (4)



A. Lee Harris
County Court at Law Judge, Hill County



Kenneth Davis
County Judge, Hill County

FILED
CHARLOTTE BARR DISTRICT
CLERK HILL COUNTY, TX

2009 JAN -9 PM 3:18

IN THE 66TH JUDICIAL DISTRICT COURT
AND THE COUNTY COURT AT LAW
HILL COUNTY, TEXAS

LOCAL RULES ORDER

WHEREAS, it has been determined that when a suit involving children is filed with the District Clerk's office, whether it be an original filing or a modification, time would be saved if, when the Court is determining child support, that the information provided to it was organized and accurate as it relates to the financial situations of both parties;

NOW, THEREFORE, it is hereby ORDERED as follows:

1. In an original suit involving children that is filed with the District Clerk's office, both parties shall be required to complete the Financial Information Statement attached as Exhibit A and that it be provided to the Court for its review in determining child support and/or temporary spousal support. Such document shall be exchanged with opposing counsel and provided to the Court prior to the commencement of any hearing.
2. In a modification suit involving children that is filed with the District Clerk's office, both parties shall be required to compute the Summary of Testimony in Motion to Increase Child Support attached as Exhibit B and that it be provided to the Court for its review in determining child support and/or temporary spousal support. Such document shall be exchanged with opposing counsel and provided to the Court prior to the commencement of any hearing.

This Administrative Order shall supersede in part the Administrative Order filed with the District Clerk's Office on July 8, 1993. All other Administrative Orders of the Court shall remain in full force and effect.

SIGNED Jan 9, 2009.

F. B. (Bob) McGregor, Jr.

F. B. (Bob) McGregor, Jr., Judge of the
66th Judicial District Court, Hill County, Texas

A. Lee Harris

A. Lee Harris, Judge of the County Court at Law

FINANCIAL INFORMATION STATEMENT

CASE NO. _____ District Court

Petitioner _____ Respondent _____

Attorney for Petitioner _____ Attorney for Respondent _____

- 1. Date of Marriage: _____ Date of Separation: _____
- 2. Ages of children of this marriage: () () () () () ()
- 3. Expenses:

A. Necessary Monthly Expenses:

House payment/rent	\$ _____	SUBTOTAL FORWARD	\$ _____
Utilities including phone	_____	Clothing	_____
Food	_____	Cleaning & laundry	_____
Doctor/Dentist/Drugs	_____	Legal Fees	_____
Insurance Premiums	_____	Union & Professional dues	_____
Car payments	_____	Church Contributions	_____
Gasoline/oil/parking/bus	_____	Entertainment Activities/	_____
Car repairs/maintenance	_____	Lessons for children	_____
Child care/school tuition/	_____	Miscellaneous	_____
supplies	_____		_____
Lunches/school & work	_____		_____
Haircuts & personal care (+)	_____		_____
SUBTOTAL	\$ _____	TOTAL (+)	\$ _____

B. Debts (other than house and car)

	AMOUNT	MONTHLY PAYMENT	SECURED BY
_____	\$ _____	\$ _____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____ (+)	_____ (+)	_____ (+)	_____
TOTAL	\$ _____	\$ _____	_____

GRAND TOTAL (Monthly expenses and Debts) (5A plus 5B): \$ _____

- 4. I have health insurance available to me at my employment (yes) (no).
Cost for dependents: \$ _____
- 5. I am paid: () weekly () every two weeks () twice a month.
I will get my next check: _____ My hourly rate is: \$ _____
- 6. Gross income (attach last three pay stubs):
PER PAY PERIOD MONTHLY
\$ _____ \$ _____

Deductions:

Withholding tax	\$ _____
FICA	_____
Retirement	_____
_____	_____
TOTAL DEDUCTIONS (\$)	(-) _____ (-) _____
NET INCOME:	\$ _____ \$ _____

7. Other income (yes) (No) Explain: _____

8. Have you received any overtime pay in the last 12 months? (Yes) (No)

9. Quick assets: I have or subject to my control:
\$ _____ cash \$ _____ banks \$ _____ other

EXHIBIT A

CAUSE NO. _____ SURNAME: _____ PRESENT DATE: _____
DATE OF LAST ORDER: _____

**SUMMARY OF TESTIMONY IN MOTION TO INCREASE CHILD SUPPORT
(SUPPORTING EVIDENCE MUST BE PRODUCED AT TIME OF TRIAL)**

MOVANT: _____ ATTORNEY FOR MOVANT: _____

I CERTIFY THAT THE FOLLOWING ANSWERS TO THE QUESTIONS AS LISTED ARE TRUE AND CORRECT:

MONTHLY EXPENSES

		TOTAL FAMILY EXPENSES		EXPENSES FOR CHILDREN	
		NOW	THEN	NOW	THEN
<u>HOUSING:</u>	1. RENT/HOUSE PAYMENT	_____	_____	_____	_____
	2. INSURANCE (HOME-OWNERS OR TENANT)	_____	_____	_____	_____
	3. MAINTENANCE, REPAIR AND SERVICE	_____	_____	_____	_____
	4. UTILITIES (GAS, WATER, ELECTRIC)	_____	_____	_____	_____
	5. TELEPHONE	_____	_____	_____	_____
<u>AUTO AND TRANSPORTATION:</u>	1. CAR PAYMENTS	_____	_____	_____	_____
	2. INSURANCE	_____	_____	_____	_____
	3. GASOLINE AND OIL	_____	_____	_____	_____
	4. MAINTENANCE & REPAIR	_____	_____	_____	_____
	5. OTHER TRANSPORTATION	_____	_____	_____	_____
<u>INSURANCE:</u>	1. LIFE	_____	_____	_____	_____
	2. HEALTH OR HOSPITALIZATION	_____	_____	_____	_____
	3. OTHER	_____	_____	_____	_____
<u>FOOD:</u>	1. GROCERIES	_____	_____	_____	_____
	2. SCHOOL AND WORK LUNCHES	_____	_____	_____	_____
<u>MEDICAL: (NOT COVERED BY INSURANCE)</u>	1. DOCTORS	_____	_____	_____	_____
	2. DENTISTS	_____	_____	_____	_____
	3. DRUGS	_____	_____	_____	_____
<u>EDUCATION:</u>	1. SCHOOL SUPPLIES, FEES AND OTHER COSTS	_____	_____	_____	_____
<u>PERSONAL:</u>	1. GROOMING (BARBER, HAIRDRESSER)	_____	_____	_____	_____
	2. CLOTHING	_____	_____	_____	_____
	3. CLEANING AND LAUNDRY	_____	_____	_____	_____
	4. UNIFORMS FOR WORK	_____	_____	_____	_____
<u>CHILD CARE:</u>		_____	_____	_____	_____
<u>ENTERTAINMENT:</u>		_____	_____	_____	_____
<u>DUES:</u>	(UNION, PROFESSIONAL, ETC.)	_____	_____	_____	_____
<u>OTHER</u>	1.	_____	_____	_____	_____
<u>PAYMENTS:</u>	2.	_____	_____	_____	_____
<u>(SPECIFY)</u>	3.	_____	_____	_____	_____
<u>TOTAL EXPENSES:</u>		_____	_____	_____	_____

WEEKLY/MONTHLY INCOME

	DATE OF LAST ORDER	PRESENT DATE
GROSS.....	_____	_____
W/H, FICA.....	_____	_____
INSURANCE.....	_____	_____
RETIREMENT.....	_____	_____
OTHER.....	_____	_____

EXHIBIT B



THIRD ADMINISTRATIVE JUDICIAL REGION

B. B. SCHRAUB, PRESIDING JUDGE

830-379-8556

FAX 830-372-0400

E-MAIL 3rdjudreg@co.guadalupe.tx.us

ADMINISTRATIVE ASSISTANT
YOLANDA D'ANTUONO

101 EAST COURT STREET, ROOM 302
SEGUIN, TEXAS 78155-5742

March 4, 2009

The Honorable Wallace B. Jefferson
Chief Justice, The Supreme Court of Texas
P.O. Box 12248
Austin, Texas 78711

**RE: LOCAL RULES OF THE DISTRICT COURT OF HILL COUNTY
PERTAINING TO PARENT EDUCATION COURSES**

Dear Chief Justice Wallace:

Enclosed you will find proposed local rules for the District Court of Hill County that apply to Parent Education Courses.

I respectfully request this matter be submitted to the Supreme Court for their consideration and approval.

Very truly yours,

A handwritten signature in black ink that reads "B.B. Schraub".

B.B. Schraub

BBS/yd

Enclosure

xc: The Honorable F.B. Bob McGregor 66th District Court

CERTIFICATE OF APPROVAL

The attached Local Rules of the District Court of Hill County concerning the Parent Education Classes are hereby approved and transmitted to the Supreme Court of Texas for final action this 4th day of March, 2009.



B.B. Schraub, Presiding Judge
Third Administrative Judicial Region

COUNTY COURT AT LAW
P. O. Box 874
Hillsboro, TX 76645
254-582-4068
Fax: 254-582-4071

FAX COVER SHEET

DATE: 1-16-09
TO: Judge Schraub
FAX: 830-372-0400
FROM: Jane Hall

COMMENTS: Local Rules - please review the
attached & forward to the Supreme Court or
send back to us w/whatever changes you think
We need to make.

Thank you for your assistance

Jane Hall

THIS FAX CONTAINS CONFIDENTIAL INFORMATION. IF YOU ARE NOT THE INTENDED RECIPIENT OF THIS FAX, PLEASE CALL JANE AT 254-582-4068.