

## RESOLUTION

### **DESIGNATING ALL WEBB COUNTY JUSTICE OF THE PEACE COURTS TO ACT AS TRUANCY COURTS AS REQUIRED BY HOUSE BILL 2398 AND PURSUANT TO SECTION 65 OF THE TEXAS FAMILY CODE**

**WHEREAS**, during the 84<sup>th</sup> Texas Legislative Session House Bill 2398 was passed to address truancy in the State of Texas and, more particularly, in Texas Public Schools;

**WHEREAS**, House Bill 2398 established Section 65.002(4) of the Texas Family Code, which, in pertinent part, provides:

“(4) “Truancy court” means a court designated under Section 65.004 to exercise jurisdiction over cases involving allegations of truant conduct.”

**WHEREAS**, House Bill 2398 further created Section 65.004 of the Texas Family Code, which in pertinent part, provides:

“(a) The following are designated as truancy courts:

- (1) In a county with a population of 1.75 million or more, the constitutional county court;
- (2) **Justice courts**; and
- (3) Municipal courts.


(b) A truancy court has exclusive original jurisdiction over cases involving allegations of truant conduct.”

**WHEREAS**, United I.S.D., Laredo I.S.D. and Webb C.I.S.D. will continue to file their truancy cases with the respective Justice of the Peace Courts in Webb County and, therefore, request that the County of Webb designate such Justice of the Peace Courts as “Truancy Courts” to comply with House Bill 2398.

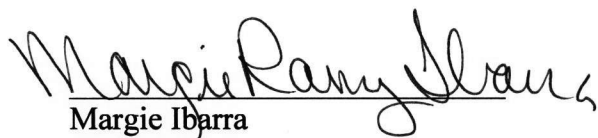
**NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS COURT OF WEBB COUNTY, TEXAS:**

1. That the Webb County Commissioner’s Court hereby designates all Webb County Justice of the Peace Courts as Truancy Courts as required by House Bill 2398 and pursuant to Section 65 of the Texas Family Code.

**PASSED AND APPROVED** at a meeting of the Commissioner's Court of Webb County, Texas on the 24<sup>th</sup> day of August 2015.

  
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Hon. Tano Tijerina  
Webb County Judge

Attest:

  
Margie Ibarra  
Webb County Clerk

APPROVED AS TO FORM:

  
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Marco A. Montemayor  
Webb County Attorney

**\*By law, the county attorney's office may only advise or approve contracts or legal documents on behalf of its clients. It may not advise or approve a contract or legal document on behalf of other parties. Our review of this document was conducted solely from the legal perspective of our client. Our approval of this document was offered solely for the benefit of our client. Other parties should not rely on this approval, and should seek review and approval of their own respective attorney(s).**