



THE ATTORNEY GENERAL
OF TEXAS

AUSTIN 11, TEXAS

JOHN BEN SHEPPERD
ATTORNEY GENERAL

April 29, 1955

Honorable Allan Shivers
Governor of Texas
Capitol Station
Austin, Texas

Opinion No. MS-206
Re: Constitutionality of
House Bill 119, 54th
Legislature authoriz-
ing creation of cor-
poration courts in
certain cities.

24130

Dear Governor Shivers:

House Bill 119 was enacted pursuant to the authority granted the Legislature by the provisions of Section 1 of Article V of the Constitution of Texas, which provides in part as follows:

"The Legislature may establish such other courts as it may deem necessary and prescribe the jurisdiction and organization thereof, and may conform the jurisdiction of the District and other inferior courts thereto."

It is well established law in this State that bills which prescribe the jurisdiction and authorization of those courts which the Legislature may establish under the provisions of Section 1 of Article V of the Constitution of Texas are not governed by the provisions of Section 56 of Article III of the Constitution of Texas and local and special laws relating thereto are valid. Harris County v. Crooker, 224 S.W. 792 (Tex.Civ.App. 1920), affirmed 112 Tex. 450, 248 S.W. 652 (1923); Jones v. Anderson, 189 S.W.2d 65 (Tex.Civ.App. 1945, error ref.); Tom Green County v. Proffitt, 195 S.W.2d 845 (Tex.Civ.App. 1945); Neal v. Sheppard, 209 S.W.2d 338 (Tex.Civ.App. 1948, error ref.); Jordan v. Crudg- ington, 149 Tex. 237, 231 S.W.2d 641 (1950); Rector v. McClelland, 148 Tex. 372, 224 S.W.2d 706 (1949).

In view of the foregoing it is our opinion that House Bill 119 of the 54th Legislature is constitutional and a valid exercise of legislative power created by Section 1 of Article V of the Constitution of Texas.

APPROVED:
J. C. Davis, Jr.
County Affairs Division
Enos T. Jones
Reviewer
J. A. Amis, Jr.
Reviewer
Robert S. Trotti
First Assistant

Yours very truly,
JOHN BEN SHEPPERD
Attorney General

By *John Reeves*
John Reeves
Assistant