



**THE ATTORNEY GENERAL  
OF TEXAS**

**AUSTIN, TEXAS 78711**

**JOHN L. HILL,  
ATTORNEY GENERAL**

September 27, 1973

The Honorable Bobby J. Phillips  
County Attorney  
Panola County Courthouse  
Carthage, Texas 75633

Letter Advisory No. 60

Re: Compensation of Court  
Reporter for 123rd  
Judicial District,  
Vernon's Texas Civil  
Statutes, Article  
2326j-56

Dear Mr. Phillips:

You have requested our opinion on the following question:

What proportion of the court reporter's salary  
for the 123rd Judicial District is to be paid by the  
respective counties included therein?

Article 2326j-56, §1 of Vernon's Texas Civil Statutes provides in part:

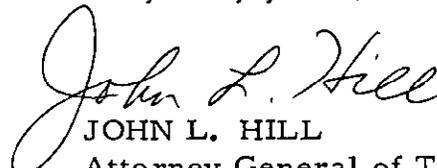
"Each of the official shorthand reporters . . .  
for the 123rd Judicial District shall receive a salary  
of not less than \$6,000 nor more than \$9,000 per annum,  
said salary to be fixed, determined and set by the judge  
of each District Court . . . the salary so determined,  
fixed, and set shall be paid monthly out of the general  
fund or the jury fund or any fund available for the purpose,  
by the counties composing the judicial district in accord-  
ance with the proportion that the population of each county  
bears to the total population of the judicial district accord-  
ing to the last preceding Federal Census. (emphasis added)

The court reporter's salary should be paid by the counties in amounts  
computed under the method set forth in the statute, i. e., by determining the  
percentage of the entire district's population resident in each county and

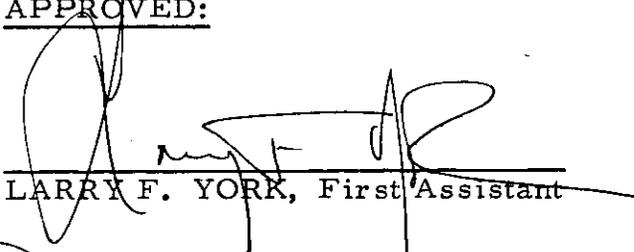
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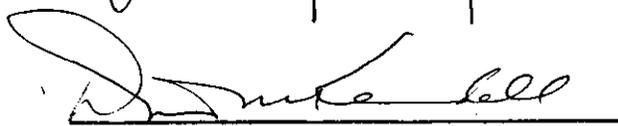
each then paying that percentage of the fees fixed by the judge of that judicial district.

Very truly yours,

  
JOHN L. HILL  
Attorney General of Texas

APPROVED:

  
LARRY F. YORK, First Assistant

  
DAVID M. KENDALL, Chairman  
Opinion Committee