



A Resolution of the Polk County Commissioners Court, Texas Opposition to re:SearchTX

WHEREAS, the Polk County Commissioners Court recognizes that the Texas Office of Court Administration (OCA), under The Supreme Court of Texas' direction, has created re:SearchTX, a web portal to allow judges secure access to a consolidated database of case information that has been e-Filed; and

WHEREAS, the sole purpose of the e-File system developed by the OCA was to provide a delivery system for attorneys to file documents electronically to the courts and that the information would only be retained for thirty days; and

WHEREAS, the OCA is now retaining information filed within the e-File system and plans to make it available to attorneys and the public (for a fee) through re:SearchTX in the near future; and

WHEREAS, as required by the Texas Constitution and state statutes, the County and District Clerks of each Texas county are the designated custodians of court records, responsible for the management, preservation and access of court records; and


WHEREAS, Texas counties are responsible for providing resources to clerks for the management, preservation and access of court records by the public including having the option of offering county records through an electronic information system and may provide (on a contractual basis) direct access to the public, by statute;

NOW THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS COURT OF POLK COUNTY that, by virtue of the authority vested in us, we do hereby state that for the foregoing reasons, it is in the best interest of Polk County and our taxpayers to oppose 1) any change to current statutes regarding care, custody and control of records held by the County and District Clerks and 2) any actions that would result in those records being centralized within any other entity, be it public or private.


BE IT FURTHER RESOLVED, that we are opposed to the amendment and/or repeal of any current statutes or rules that authorize local control by Commissioners Court in the administration of our duties concerning records held by the County and District Clerk or how the county chooses to offer those records to the public.

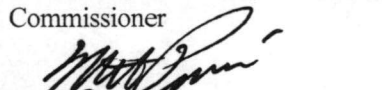
BE IT FURTHER RESOLVED, finally, that we oppose any diversion of existing County revenue to any other government entity concerning records held under local control, by statute.

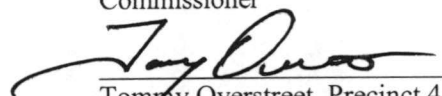
PASSED AND APPROVED on this 13th day of December, 2016


Bob Willis, Precinct 1, Presiding
Commissioner

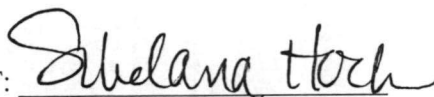
ABSENT
Sydney Murphy, County Judge


Ronnie Vincent, Precinct 2
Commissioner


Milt Purvis, Precinct 3
Commissioner


Tommy Overstreet, Precinct 4
Commissioner



ATTEST: 
Schelana Hock, County Clerk