

Amend HB 1011 as follows:

(1) On page 2, strike lines 18-24 and substitute the following:

Art. 64.04. FINDING. After examining the results of testing under Article 64.03, the convicting court shall hold a hearing and make a finding as to whether ~~[the results are favorable to the convicted person. For the purposes of this article, results are favorable if]~~, had the results been available ~~[before or]~~ during the trial of the offense, it is reasonably probable that the person would not have been ~~[prosecuted or]~~ convicted.

(2) On page 3, line 4, strike "of the finding" and substitute "~~of the finding~~".

(3) Add an appropriately numbered SECTION to read as follows and renumber existing SECTIONS accordingly:

SECTION _____. Chapter 64, Code of Criminal Procedure, is amended by adding Article 64.011 to read as follows:

Art. 64.011. GUARDIANS AND OTHER REPRESENTATIVES. (a) In this chapter, "guardian of a convicted person" means a person who is the legal guardian of the convicted person, whether the legal relationship between the guardian and convicted person exists because of the age of the convicted person or because of the physical or mental incompetency of the convicted person.

(b) A guardian of a convicted person may submit motions for the convicted person under this chapter and is entitled to counsel otherwise provided to a convicted person under this chapter.