

Amend **HB 1011** by adding an appropriately numbered SECTION to read as follows and renumbering existing SECTIONS accordingly:

SECTION __. Article 43.141(d), Code of Criminal Procedure, is amended to read as follows:

(d) The convicting court may modify or withdraw the order of the court setting a date for execution in a death penalty case if the court determines that additional proceedings are necessary on:

(1) a subsequent or untimely application for a writ of habeas corpus filed under Article 11.071; or

(2) a motion for forensic testing of DNA evidence submitted under Chapter 64.