

By: Escobar

H.B. No. 3151

A BILL TO BE ENTITLED

AN ACT

1
2 relating to discovery of certain communications with a witness in a
3 criminal case.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Chapter 38, Code of Criminal Procedure, is
6 amended by adding Article 38.43 to read as follows:

7 Art. 38.43. DISCOVERY OF WITNESS BENEFITS. A communication
8 between a prosecutor, peace officer, corrections officer, or any
9 other person known to the prosecutor and a witness for the
10 prosecution in a criminal case or a representative of the witness
11 regarding benefits or detriments that may be conferred on the
12 witness as a result of the witness's participation or lack of
13 participation in the case must be documented in writing and
14 disclosed to the defense at least 30 days before the date the trial
15 commences.

16 SECTION 2. This Act takes effect September 1, 2005.