

## **BILL ANALYSIS**

C.S.H.B. 3930  
By: Homer  
Judiciary  
Committee Report (Substituted)

### **BACKGROUND AND PURPOSE**

Current law provides for a single level of appeal of a decision to sell an animal at public auction and prohibits the appeal of orders to give away or humanely destroy an animal. The purpose of this bill is to remove these restriction on appeals.

### **RULEMAKING AUTHORITY**

It is the committee's opinion that this bill does not expressly grant any additional rulemaking authority to a state officer, department, agency, or institution.

### **ANALYSIS**

The bill would amend Section 821.025(a), Health and Safety Code, by repealing the final 2 sentences thereof. The effect of this repeal would be that all orders regarding sale by public auction, giving an animal to a nonprofit animal shelter or society for the protection of animals or humanely destroying an animal would be subject to appeal.

### **EFFECTIVE DATE**

September 1, 2007.

### **COMPARISON OF ORIGINAL TO SUBSTITUTE**

The substitute changes the original bill by putting it in the Legislative Council form and by adding language in Section 1 of the bill stating that the appeal bond is to be determined by the court from which the appeal is taken and deleting language limiting such appeal bond determination to the justice or municipal court.