

AN ACT

relating to the address to which notice of the forfeiture of a bail bond is delivered.

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

SECTION 1. Article 22.03(b), Code of Criminal Procedure, is amended to read as follows:

(b) A citation to a surety who is an individual shall be served to the individual at the address shown on the face of the bond or the last known address of the individual.

SECTION 2. Chapter 22, Code of Criminal Procedure, is amended by adding Article 22.035 to read as follows:

Art. 22.035. CITATION TO DEFENDANT POSTING CASH BOND. A citation to a defendant who posted a cash bond shall be served to the defendant at the address shown on the face of the bond or the last known address of the defendant.

SECTION 3. Article 22.05, Code of Criminal Procedure, is amended to read as follows:

Art. 22.05. CITATION AS IN CIVIL ACTIONS. If service of citation is not waived under Article 22.03, a surety is entitled to notice by service of citation, the length of time and in the manner required in civil actions; and the officer executing the citation shall return the same as in civil actions. It shall not be necessary to give notice to the defendant unless he has furnished his address on the bond, in which event notice to the defendant

1 shall be deposited in the United States mail directed to the
2 defendant at the address shown on the bond or the last known address
3 of the defendant.

4 SECTION 4. The changes in law made by this Act apply only to
5 a citation of forfeiture issued on or after the effective date of
6 this Act. A citation of forfeiture issued before the effective date
7 of this Act is governed by the law in effect on the date the citation
8 of forfeiture is issued, and the former law is continued in effect
9 for that purpose.

10 SECTION 5. This Act takes effect September 1, 2007.

President of the Senate

Speaker of the House

I certify that H.B. No. 1158 was passed by the House on May 2, 2007, by the following vote: Yeas 147, Nays 0, 2 present, not voting.

Chief Clerk of the House

I certify that H.B. No. 1158 was passed by the Senate on May 23, 2007, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor