

1-1 By: Goolsby (Senate Sponsor - Carona) H.B. No. 1158  
1-2 (In the Senate - Received from the House May 3, 2007;  
1-3 May 7, 2007, read first time and referred to Committee on Criminal  
1-4 Justice; May 18, 2007, reported favorably by the following vote:  
1-5 Yeas 6, Nays 0; May 18, 2007, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to the address to which notice of the forfeiture of a bail  
1-9 bond is delivered.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Article 22.03(b), Code of Criminal Procedure, is  
1-12 amended to read as follows:

1-13 (b) A citation to a surety who is an individual shall be  
1-14 served to the individual at the address shown on the face of the  
1-15 bond or the last known address of the individual.

1-16 SECTION 2. Chapter 22, Code of Criminal Procedure, is  
1-17 amended by adding Article 22.035 to read as follows:

1-18 Art. 22.035. CITATION TO DEFENDANT POSTING CASH BOND. A  
1-19 citation to a defendant who posted a cash bond shall be served to  
1-20 the defendant at the address shown on the face of the bond or the  
1-21 last known address of the defendant.

1-22 SECTION 3. Article 22.05, Code of Criminal Procedure, is  
1-23 amended to read as follows:

1-24 Art. 22.05. CITATION AS IN CIVIL ACTIONS. If service of  
1-25 citation is not waived under Article 22.03, a surety is entitled to  
1-26 notice by service of citation, the length of time and in the manner  
1-27 required in civil actions; and the officer executing the citation  
1-28 shall return the same as in civil actions. It shall not be  
1-29 necessary to give notice to the defendant unless he has furnished  
1-30 his address on the bond, in which event notice to the defendant  
1-31 shall be deposited in the United States mail directed to the  
1-32 defendant at the address shown on the bond or the last known address  
1-33 of the defendant.

1-34 SECTION 4. The changes in law made by this Act apply only to  
1-35 a citation of forfeiture issued on or after the effective date of  
1-36 this Act. A citation of forfeiture issued before the effective date  
1-37 of this Act is governed by the law in effect on the date the citation  
1-38 of forfeiture is issued, and the former law is continued in effect  
1-39 for that purpose.

1-40 SECTION 5. This Act takes effect September 1, 2007.

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