

1 AN ACT

2 relating to the date by which a prosecuting attorney may appeal
3 certain orders, rulings, or sentences in a criminal case and to the
4 posting of notice for a criminal court docket.

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

6 SECTION 1. Chapter 17, Code of Criminal Procedure, is
7 amended by adding Article 17.085 to read as follows:

8 Art. 17.085. NOTICE OF APPEARANCE DATE. The clerk of a court
9 that does not provide online Internet access to that court's
10 criminal case records shall post in a designated public place in the
11 courthouse notice of a criminal court docket setting not less than
12 48 hours before the docket setting.

13 SECTION 2. Article 44.01(d), Code of Criminal Procedure, is
14 amended to read as follows:

15 (d) The prosecuting attorney may not make an appeal under
16 Subsection (a) or (b) of this article later than the 20th [~~15th~~] day
17 after the date on which the order, ruling, or sentence to be
18 appealed is entered by the court.

19 SECTION 3. The change in law by the addition of Article
20 17.085, Code of Criminal Procedure, made by this Act applies only to
21 a bond issued on or after the effective date of this Act. A bond
22 issued before the effective date of this Act is governed by the law
23 in effect at the time the bond was issued, and the former law is
24 continued in effect for that purpose.

1 SECTION 4. The change in law to Article 44.01, Code of
2 Criminal Procedure, made by this Act applies only to the appeal of
3 an order, ruling, or sentence entered on or after the effective date
4 of this Act. An order, ruling, or sentence entered before the
5 effective date of this Act is governed by the law in effect when the
6 order, ruling, or sentence is entered, and the former law is
7 continued in effect for that purpose.

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

President of the Senate

Speaker of the House

I certify that H.B. No. 1801 was passed by the House on May 10, 2007, by the following vote: Yeas 142, Nays 1, 2 present, not voting; that the House refused to concur in Senate amendments to H.B. No. 1801 on May 25, 2007, and requested the appointment of a conference committee to consider the differences between the two houses; and that the House adopted the conference committee report on H.B. No. 1801 on May 28, 2007, by the following vote: Yeas 139, Nays 0, 3 present, not voting.

Chief Clerk of the House

H.B. No. 1801

I certify that H.B. No. 1801 was passed by the Senate, with amendments, on May 23, 2007, by the following vote: Yeas 31, Nays 0; at the request of the House, the Senate appointed a conference committee to consider the differences between the two houses; and that the Senate adopted the conference committee report on H.B. No. 1801 on May 27, 2007, by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor