

By: Zerwas

H.B. No. 1801

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the date by which a prosecuting attorney may appeal
3 certain orders, rulings, or sentences in a criminal case.

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

5 SECTION 1. Article 44.01(d), Code of Criminal Procedure, is
6 amended to read as follows:

7 (d) The prosecuting attorney may not make an appeal under
8 Subsection (a) or (b) of this article later than the 30th [~~15th~~] day
9 after the date on which the order, ruling, or sentence to be
10 appealed is entered by the court.

11 SECTION 2. The change in law to Article 44.01, Code of
12 Criminal Procedure, made by this Act applies only to the appeal of
13 an order, ruling, or sentence entered on or after the effective date
14 of this Act. An order, ruling, or sentence entered before the
15 effective date of this Act is governed by the law in effect when the
16 order, ruling, or sentence is entered, and the former law is
17 continued in effect for that purpose.

18 SECTION 3. This Act takes effect September 1, 2007.