

By: Hegar
(Hartnett, Gallego, Christian, Davis of Dallas,
Zedler, et al.)

S.B. No. 519

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the period during which a motion for a new trial in a
3 criminal proceeding in a justice or municipal court must be made.

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

5 SECTION 1. Article 45.037, Code of Criminal Procedure, is
6 amended to read as follows:

7 Art. 45.037. MOTION FOR NEW TRIAL. A motion for a new trial
8 must be made within five days [~~one day~~] after the rendition of
9 judgment and sentence, and not afterward.

10 SECTION 2. The change in law made by this Act applies only
11 to a judgment in a criminal proceeding entered on or after the
12 effective date of this Act. A judgment in a criminal proceeding
13 entered before the effective date of this Act is governed by the law
14 in effect on the date the judgment was entered, and the former law
15 is continued in effect for that purpose.

16 SECTION 3. This Act takes effect September 1, 2011.