

1-1 By: Guillen (Senate Sponsor - Ellis) H.B. No. 577
1-2 (In the Senate - Received from the House May 10, 2013;
1-3 May 10, 2013, read first time and referred to Committee on Criminal
1-4 Justice; May 17, 2013, reported favorably by the following vote:
1-5 Yeas 7, Nays 0; May 17, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	Whitmire	X		
1-9	Huffman	X		
1-10	Carona	X		
1-11	Hinojosa	X		
1-12	Patrick	X		
1-13	Rodriguez	X		
1-14	Schwertner	X		

1-15 A BILL TO BE ENTITLED
1-16 AN ACT

1-17 relating to the representation of certain applicants for writs of
1-18 habeas corpus in cases involving the death penalty.

1-19 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-20 SECTION 1. Article 26.044(n), Code of Criminal Procedure,
1-21 is amended to read as follows:

1-22 (n) An attorney employed by a public defender's office may
1-23 be appointed with respect to an application for a writ of habeas
1-24 corpus filed under Article 11.071 only if:

1-25 (1) an attorney employed by the office of capital
1-26 writs is not appointed in the case; and

1-27 (2) the attorney employed by the public defender's
1-28 office is on the list of competent counsel maintained under Section
1-29 78.056, Government Code.

1-30 SECTION 2. This Act takes effect immediately if it receives
1-31 a vote of two-thirds of all the members elected to each house, as
1-32 provided by Section 39, Article III, Texas Constitution. If this
1-33 Act does not receive the vote necessary for immediate effect, this
1-34 Act takes effect September 1, 2013.

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