

By: Herrero

H.B. No. 3724

Substitute the following for H.B. No. 3724:

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C.S.H.B. No. 3724

A BILL TO BE ENTITLED

AN ACT

relating to the consideration of certain scientific evidence
constituting the basis for an application for a writ of habeas
corpus.

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

SECTION 1. Article 11.073(d), Code of Criminal Procedure,
is amended to read as follows:

(d) In making a finding as to whether relevant scientific
evidence was not ascertainable through the exercise of reasonable
diligence on or before a specific date, the court shall consider
whether the field of scientific knowledge, a testifying expert's
scientific knowledge, or a scientific method on which the relevant
scientific evidence is based has changed since:

(1) the applicable trial date or dates, for a
determination made with respect to an original application; or

(2) the date on which the original application or a
previously considered application, as applicable, was filed, for a
determination made with respect to a subsequent application.

SECTION 2. This Act takes effect September 1, 2015.