

By: Kacal

H.B. No. 4147

A BILL TO BE ENTITLED

1 AN ACT
2 relating to a defendant's right to appeal from a judgment or
3 conviction in a municipal court of record.

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

5 SECTION 1. Section 30.00014(a), Government Code, is amended
6 to read as follows:

7 (a) A defendant has the right of appeal from a judgment or
8 conviction in a municipal court of record. The state has the right
9 to appeal as provided by Article 44.01, Code of Criminal Procedure.
10 The county criminal courts or county criminal courts of appeal in
11 the county in which the municipality is located or the municipal
12 courts of appeal have jurisdiction of appeals from a municipal
13 court of record. If there is no county criminal court, county
14 criminal court of appeal, or municipal court of appeal, the county
15 courts at law have jurisdiction of an appeal. If a county does not
16 have a county court at law under Chapter 25, the county court has
17 jurisdiction of any appeal.

18 SECTION 2. The change in law made by this Act is intended
19 only to clarify existing law with respect to a judgment or
20 conviction that occurs in a municipal court of record and is
21 appealed to a county court.

22 SECTION 3. This Act takes effect September 1, 2017.