

By: Hagenbuch

S.B. No. 1457

A BILL TO BE ENTITLED

AN ACT

relating to a district or county attorney participating as counsel  
in certain proceedings.

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

SECTION 1. Article 2A.105(b), Code of Criminal Procedure,  
is amended to read as follows:

(b) A district or county attorney may not:

(1) be of counsel adversely to the state in any case in  
any court except as an attorney ad litem appointed under Chapter  
262, Family Code; or

(2) after the attorney ceases to be a district or  
county attorney, be of counsel adversely to the state in any case in  
which the attorney has been of counsel for the state.

SECTION 2. The change in law made by this Act applies only  
to the prosecution of an offense committed on or after the effective  
date of this Act. The prosecution of an offense committed before  
the effective date of this Act is governed by the law in effect on  
the date the offense was committed, and the former law is continued  
in effect for that purpose. For purposes of this section, an  
offense was committed before the effective date of this Act if any  
element of the offense occurred before that date.

SECTION 3. This Act takes effect September 1, 2025.